

THE NATIONAL ARCHIVES

SOLDIER'S CERTIFICATE

No. 197977

VETERAN

Joseph A. Sutton

RANK

Pvt

SERVICE

Co G 15th Wg Hqs

CAN No.

3802

BUNDLE NO.

28



SURGEON'S CERTIFICATE  
(FOR A BOARD)

IN CASE OF

*As. A. Sullivan*

Co. E, 13<sup>th</sup> Regt 8<sup>th</sup> U.S.

Application for Increase.

No. 197,972

Date of examination: *Mar 10<sup>th</sup>*

*1886*

*W. W. Brainerd*  
*Board of Examining Surgeons*

Post office, *New Arbor.*

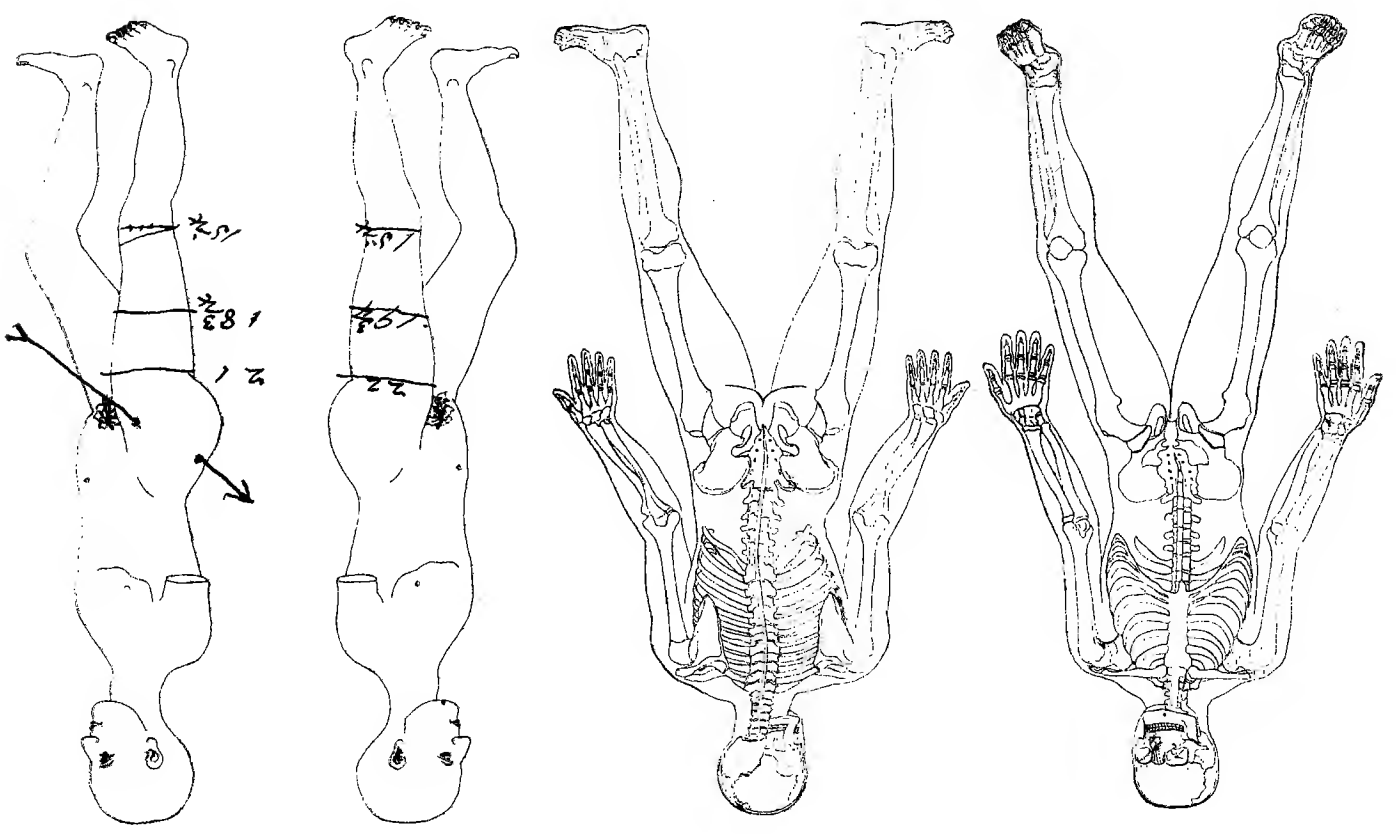
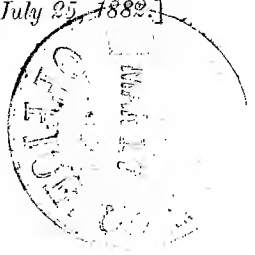
State, *Washington*

State, *Michigan*

P. S.—Write your Post-office address plain and in full.

*20*

PROVIDED FURTHER, That all examinations shall be thorough and searching, and the certificate contain a full description of the physical condition of the claimant at the time, which shall include all the physical and rational signs and a statement of all the structural changes. [Extract from Section 4, Act of Congress approved July 25, 1882.]



Co. 4, 13, N.Y. Inf

6-113

[illegible]

REGISTER IN CHANCERY CERTIFICATE.

Oakland County Post Printing House, Pontiac.

State of Michigan, } ss.  
County of Oakland,

*David S. Howard* *aply*

Register of the Circuit

Court for the County of Oakland, IN CHANCERY, do hereby certify that the above and foregoing is a true and correct copy of *Marriage between William Sutton and Enfield Jane Alexander of The Town of Byron Oakland County* in the above entitled cause in said Court, as appears of Record in my office. That I have compared the same with the original, and it is a true transcript therefrom, and of the whole thereof.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of said Court at *Pontiac Mich* this *8th* day of *January* A. D. 189*2*

*David S. Howard* *aply*

Register in Chancery.



William Sutton }  
To }  
Enfield Jane Alexander } Oak and County ss

I certify that on the  
17<sup>th</sup> day of May - present the rite of Matrimony  
was solemnized by me between William  
Sutton and Enfield Jane Alexander, both of  
Lyon in County aforesaid  
May 18<sup>th</sup> 1835.

William Tucker  
Justice of the Peace

Filed of Record June 16. 1835

Charles Draper  
dep. clerk

Charles Draper, 50<sup>th</sup> person Remit -  
Charles Draper  
John A. Draper  
dep. clerk

Adjutant General's Office,

Washington, D. C.,

April 5<sup>th</sup>, 1866

Sir:

I have the honor to acknowledge the receipt from your Office of application for Pension No. \_\_\_\_\_, and to return it herewith, with such information as is furnished by the files of this Office.

It appears from the ~~Rolls~~ on file in this Office, that \_\_\_\_\_ was enrolled on the \_\_\_\_\_ day of \_\_\_\_\_, 186\_\_\_\_, at \_\_\_\_\_ in Co. \_\_\_\_\_ Regiment of \_\_\_\_\_ Volunteers, to serve \_\_\_\_\_ years, or during the war, and mustered into service as a \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ 186\_\_\_\_, at \_\_\_\_\_, in Co. \_\_\_\_\_, \_\_\_\_\_ Regiment of \_\_\_\_\_ Volunteers, to serve \_\_\_\_\_ years, or during the war.

On the Muster Roll of Co. "G," of that Regiment, for the month of \_\_\_\_\_, 186\_\_\_\_, has reported, furnished no evidence of discharge in case of Private Joseph A. Sutton, but reports him a "Deserter" with the remarks, "Dropped from \_\_\_\_\_."

I am, Sir, very respectfully,

Your obedient servant, *Am. Price*

The Commissioner of Pensions,  
Washington, D. C.

Assistant Adjutant General.

Memorandum

Name of applicant \_\_\_\_\_

Address \_\_\_\_\_

X the Rolls as a deserter per Genl Order No 92 7/11/3

6 per 11

Adjutant General's Office,

Washington, D. C.,

Jan. 10, 1860.

Sir:

I have the honor to acknowledge the receipt from your Office of application for Pension No. \_\_\_\_\_, and to return it herewith, with such information as is furnished by the files of this Office.

It appears from the Rolls on file in this Office, that Joseph A. Sutton was enrolled on the 8 day of Oct., 1861, at Danville, N. Y. in Co. \_\_\_\_\_, 13<sup>th</sup> Regiment of N. Y. Volunteers, to <sup>to end of enlistment of 13<sup>th</sup> N. Y. V.</sup> serve ~~years, or during the war,~~ and mustered into service as a <sup>13</sup> on the 8 day of Oct. 1861, at Danville, N. Y., in Co. \_\_\_\_\_, 13<sup>th</sup> Regiment of N. Y. Volunteers, <sup>to end of enlistment of 13<sup>th</sup> N. Y. V.</sup> to serve ~~years, or during the war.~~ On the Muster Roll of Co. \_\_\_\_\_ of that Regiment, for the months of Sept. and Oct. 1862, he is reported <sup>Reported as Deserted and</sup> dropped from Roll in ~~connection with G. O. from~~ Mar. Sept. 22, and 10<sup>th</sup>. On Roll for May and June 1862, he is reported <sup>Wounded on picket at</sup> Yorktown, Va. <sup>sent to Genl. Hosp. May 7, 1862,</sup> and <sup>very respectfully</sup> I am, Sir, very respectfully,

Your obedient servant, Chas. F. Smith

The Commissioner of Pensions  
Washington, D. C.

Assistant Adjutant General.

Memoranda

Name of applicant \_\_\_\_\_

Address \_\_\_\_\_

W. H. M. M.



War Department,

ADJUTANT GENERAL'S OFFICE,

97998

Washington, June 24, 1881.

Respectfully returned to the Commissioner of Pensions.

Joseph A. Sutton Company G., 13<sup>th</sup> Regiment  
New York Volunteers, was enrolled on the 2<sup>d</sup> day of  
Oct., 1861, at Danville, and  
is reported: on roll for May & June 1862  
Absent wounded on picket at Yorktown,  
sent to Genl. Hospital May 2<sup>d</sup> 1862 -

"Discharged May 14<sup>th</sup> 1863" -

YH Charge of desertion, (dropped as a desertion per Genl. Orders 92<sup>d</sup> & 162<sup>d</sup>) removed.  
He was admitted to Mill Creek G. H. Fort Monroe,  
Va. Aug 3. 1862 and was transferred (sub North)  
and entered G. H. at Red Bank Island N.Y. & H.  
Sey Aug 9. 1862. disposition not given. He returned  
to G. H. Fort Monroe date not given and was  
returned to duty Nov. 28. 1862. Admitted to  
Invalids Camp, Va. Dec 1. 1862 and trans-  
ferred to Hosp. Feb. 23. 1863. He was sent to  
Lincoln G. H. Washington D.C. Feb. 24. 1863.  
which he entered same day and was sent to  
Philadelphia, April 14. 1863. He was admitted  
to 24<sup>th</sup> and South St. G. H. Philadelphia, Pa.  
April 15<sup>th</sup> 1863 and transferred May 6. 1863.  
entered 16<sup>th</sup> & Filbert St. G. H. Philadelphia, Pa. May  
6<sup>th</sup> 1863. and was returned to duty May 14. 1863,  
as of which date he was subsequently discharged  
the service by the Chief Mustering Officer at  
Rochester N.Y. by reason of expiration of term." -  
Co. & Regt. books not on file -  
nature and location of wound received  
on picket at Yorktown not stated.

W. M. McKim

# Application for Accrued Pension.

(WIDOWS.)

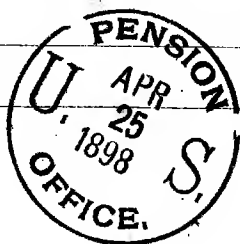
State of Ohio, County of Cuyahoga, ss:

ON THIS 7 day of January, 1898, personally appeared Mary J. Sutton, who, being duly sworn, declares that she is the lawful widow of Joseph A. Sutton, deceased; that he died on the 15 day of June, 1891; that he had been granted a pension by Certificate No. \_\_\_\_\_ which is herewith returned (if not, state why not) It was never in her possession; that he had been paid the pension by the Pension Agent at \_\_\_\_\_ up to the 4 day of March, 1891; after which date he had not been employed or paid in the Army, Navy or Marine service of the United States, ~~except~~ \_\_\_\_\_

\_\_\_\_\_ ; that she was married to the said Joseph A. Sutton on the \_\_\_\_\_ day of \_\_\_\_\_, 1868, at Byron, in the State of Michigan; that her name before said marriage was Mary J. Summitt; that she had ~~for had~~ not been previously married; that her husband had ~~for had~~ not been previously married; that she hereby makes application for the pension which had accrued on the aforesaid Certificate to the date of death; and that her residence is No. 311 Lake Street, City of Cleveland County of Cuyahoga, State of Ohio and her Post Office address is the same

Mary J. Sutton  
Widow's Signature

Also personally appeared Wm. W. Webb, residing at Cleveland O. and Fred Clements residing at Cleveland, O., who, being duly sworn, say that they were present and saw Mary J. Sutton sign her name (or make her mark) to the foregoing declaration; that they believe her to be the lawful widow of Joseph A. Sutton, who died on the 15 day of June, 1891, and that their means of knowledge that said parties were husband and wife, and that the husband died on said date, are as follows: \_\_\_\_\_



Wm. W. Webb

Fred Clements  
Signatures of Witnesses

Sworn to and subscribed before me on this 7 day of January, 1898, and I certify that the affiants are reputable persons; that they know the contents of their depositions, and that their statements are entitled to full faith and credit. I further certify that I have no interest, direct or indirect, in the above claim

John A. Bannhardt  
Official Signature  
Notary Public  
Official Character

197.97  
~~197.97~~  
ACT OF JULY 14, 1862.  
WAR OF 1861.

Vol. 3, page \_\_\_\_\_

Joseph A. Button  
~~Sally Creek, Maryland~~  
Oswego ~~to~~ NY  
Priv. G, 13 NY 406  
Discharged May 14, 1863.

11/4/66. Suspended on chg of desertion.

Exp  
Joseph A. Barrett  
Commissioner.

Received, Dec 14, 1865.  
Ralph T. Wood  
Genl. Trans. ~~with~~  
Gates Co NY.  
Attorney.

ME.

N. H.

VT.

MASS.

R. I.

CONN.

N. Y.

N. J.

DEL.

No. \_\_\_\_\_



Ex'r.

18271

No.

Act of June 27, 1890.

34  
2/197

Mary J. Sutton  
311 Lake St. Cleveland,  
Ohio,  
Widow  
Joseph A. Sutton  
Ly 13 " N. Y. Inf

Died at

June 15 - 91

No other claim than

Lath. O. 537502 - 7

Torr of 197977

Jan 18, 1894 RANDON Buckley  
Clerk.

Numerical No.

Attorney Filed.

Application filed:

Jan 10 " 1898.

Attorney:

M. B. Stevens &amp; Co.

P.O.

Cleveland,

Ohio.

17/78  
Apr 53 Atty S. show marriage by  
record, clergyman, or testimony.  
N. H. As cl & soldier entered into  
articles of agreement to separate

May 20 98. Atty S. prop. value  
income, including that  
VT. derived from soldier's estate.  
March 21/01. Date  
MASS. and caused reg. in 1900  
R. I. Atty Stevens & Co.  
D.B.H.

CONN Aug 12/04 To Clk. with ore  
Reg. that Bureau does not  
N. think it possible for her  
to furnish evidence suffi-  
N. J. cient to warrant placing  
her name on rolls. E.J.H.  
For 17/04. To Clk. Sales  
his. Clk. not on file, E.J.H.

May 21/07. Gen. Paul Howland  
acts as to S.C. reg. Why no  
strong action at. warranted  
what test. could some grounds  
be.  
NOV 4 1909 For Paul Howland  
as per copy. E.J.H.

TO BE EXECUTED IN DUPLICATE WITHOUT ADDITIONAL COST TO CLAIMANT.

## ARTICLES OF AGREEMENT.

Whereas I, William B. Sutton Father of Joseph A. Sutton  
late a Private of  
in Company B, of the 13th Regiment of New York Infantry Volunteers,  
war of the Rebellion, having made application for pension under the laws of the United States.

NOW THIS AGREEMENT WITNESSETH: That for and in consideration of services done and to be done in the premises, I hereby agree to allow my agent Perry Trine Pension Attorney of the village of Shulliken Michigan the fee of Ten DOLLARS, which shall include all amounts to be paid for any services in the furtherance of said claim; and said fee shall not be demanded by, or payable to my said agent, in whole or in part, except in case of the granting of my pension by the Commissioner of Pensions; and then the same shall be paid to him in accordance with the provisions of sections 4768 and 4769 of the Revised Statutes, U. S.

Geo H Sutton  
Wm H Sutton  
(Two Witnesses Signatures.)

William B Sutton  
(Signature of Claimant.)  
Coyle Clinton County Michigan  
(Post-office Address.)

State of Michigan, County of Clinton, ss:

Be it known that on this, the 30th day of April A. D. 1892 personally appeared William B Sutton the above named, who, after having had read over to him in the hearing and presence of the two attesting witnesses the contents of the foregoing articles of agreement, voluntarily signed and acknowledged the same to be his free act and deed.

[L. S.]

Robert W Davill  
(Official Signature.)  
Notary Public

### Agent's Acceptance.

And now, to wit, this 2nd day of May A. D. 1892 accept the provisions contained in the foregoing articles of agreement, and will to the best of my ability, endeavor faithfully to represent the interest of the claimant in the premises. I hereby certify that I not have received from the claimant above-named the sum of Ten dollars and no more, \_\_\_\_\_ dollars being for fee, and the sum of \_\_\_\_\_ dollars being for postage and other expenses. And that these agreements have been executed in duplicate without additional cost to the claimant, as required by law, in excess of the fee above-named, the said agent making no charge therefor.

Witness my hand the year and day above written.

Perry Trine  
(Signature of Agent.)

State of Mich., County of Cator, ss:

Personally came Perry Trine, whom I know to be the person he represents himself to be, and who, having signed above acceptance of agreement, acknowledged the same to be his free act and deed.

Witness my hand and seal this 2 day of May 1892

[L. S.]

Walter H Davis  
(Official Signature.)

### Commissioner's Approval.

APPROVED FOR \_\_\_\_\_ DOLLARS and payable to \_\_\_\_\_ of \_\_\_\_\_ the recognized attorney

Commissioner of Pensions.

TO BE EXECUTED IN DUPLICATE WITHOUT ADDITIONAL COST TO CLAIMANT.

## ARTICLES OF AGREEMENT.

Whereas I, William B. Sutton Father of Joseph A. Sutton  
late a Private of  
in Company G, of the 13<sup>th</sup> Regiment of New York Infantry Volunteers,  
war of the Rebellion, having made application for pension under the laws of the United States.

NOW THIS AGREEMENT WITNESSETH: That for and in consideration of services done and to be done in the premises, I hereby agree to allow my agent, Perry Trinn Resident Attorney of the village of Mulliken Michigan the fee of Two DOLLARS, which shall include all amounts to be paid for any services in the furtherance of said claim; and said fee shall not be demanded by, or payable to my said agent, in whole or in part, except in case of the granting of my pension by the Commissioner of Pensions; and then the same shall be paid to him in accordance with the provisions of sections 4768 and 4769 of the Revised Statutes, U. S.

Scott H. Sutton  
Wm. B. Sutton  
(Two Witnesses Signatures.)

William B. Sutton  
(Signature of Claimant.)

Eagle Clinton County Michigan  
(Post-office Address.)

State of Michigan, County of Clinton, ss:

Be it known that on this, the 3<sup>rd</sup> day of April, A. D. 1892 personally appeared William B. Sutton the above named, who, after having had read over to him in the hearing and presence of the two attesting witnesses the contents of the foregoing articles of agreement, voluntarily signed and acknowledged the same to be his free act and deed.

[L. S.]

Robert W. David  
(Official Signature.)  
Notary Public

### Agent's Acceptance.

And now, to wit, this Second day of May, A. D. 1892 accept the provisions contained in the foregoing articles of agreement, and will to the best of my ability, endeavor faithfully to represent the interest of the claimant in the premises. I do not hereby certify that I have received from the claimant above named the sum of Two dollars and no more, Two dollars being for fee, and the sum of        dollars being for postage and other expenses. And that these agreements have been executed in duplicate without additional cost to the claimant, as required by law, in excess of the fee above-named, the said agent making no charge therefor.

Witness my hand the year and day above written.

Perry Trinn  
(Signature of Agent.)

State of Mich, County of Eaton, ss:

Personally came Perry Trinn, whom I know to be the person he represents, himself to be, and who, having signed above acceptance of agreement, acknowledged the same to be his free act and deed.

Witness my hand and seal this 2 day of May, 1892

[L. S.]

Walter H. Davis  
(Official Signature.)

### Commissioner's Approval.

APPROVED FOR        DOLLARS and payable to       

       of         
the recognized attorney



Index Sheet, Claim No. *Widow - #668,624**Joseph A. Sutton*

Service,

Co. "G." 13. N. Y. Inf.

6-113

NO.	NAME AND P. O. ADDRESS.	DATE OF FILING.	SUBJECT.
1.	<i>Widow</i> Mary J. Sutton - No 381, Lake St. Cleveland. O.	Jan 10. 98.	<i>Widow -</i> Act. June 1890. Declaration
2.	"	Apr 25. 98	No agreement of separation - she refused to live with him - lived habitually He went home in Mich. Does not remember of articles separation being drawn No divorce - Married in 1868, there is no record - Res. Wright & wife & son present, at Byron. Mich.
3	"	June 4. 98	Neither married prior - He left no estate, no insurance, Has no property, no income. Except earning day labor. No one bound. Has not disposed of any property
4	Clara H. Butler * 398 St Clair St. Alice Barnes * 64 Bond St. Cleveland. O.	June 1. 98	Acquaint 7. 8. yrs. Works for living No means but earning - A cook. No income, no one bound Not remarried
5.	Pub. Records Cuyahoga Co. O.	June 4. 98	No assessment to Either
6	George H. Sutton Mulliken. Mich	March 4. 98	Soldier's brother. Was killed, thrown from water tank. June 15. 1891. He not married prior. He got to to our home as wife & so recognized No question about their marriage 30 yrs ago. No divorce. He said they had a paper to separate, drawn by a lawyer in Sandy Creek. N. Y. 13 yrs ago. but no divorce. No other service. Considers her the lawful widow - He only one wife

Service,

NO.	NAME AND P. O. ADDRESS.	DATE OF FILING.	SUBJECT.
7.	Jacob Muntle Amanda E. Muntle Studdy Creek, Ky	May 16. 98	Acquaint from 1874. 5. since then the parties cohabited several years until they separated. All they know about it, is she left him & took the two children. He remained a year & left. No divorce heard of. There recognized a husband & wife
8	Mrs Lottie Seach Painville, A.	March 4. 98	Acquaint with Ch. from 1857 Maiden name Serranib. Know of their marriage 30 yrs ago. she not prior. no divorce. They did not live together some years prior to his death. Was intimate acquaintance She not remarried

# DECLARATION FOR WIDOW'S PENSION

ACT OF JUNE 27TH, 1890

This paper may be executed before a Notary Public, a Justice of the Peace, or any other officer authorized by law to administer oaths for general purposes. The Certificate of the Prothonotary or Clerk of the Court need NOT be attached hereto; but will be procured, if at all, when called for by the Commissioner of Pensions.

State of Ohio, County of Cuyahoga, SS.

On the date hereinafter mentioned, personally appeared before me, a Notary Public  
within and for the County and State aforesaid, Mary J. Sutton aged 45 years, a resident  
of the city of Cleveland County of Cuyahoga State of Ohio, who, being duly sworn  
according to law, declares that she is the widow of Joseph A. Sutton who enlisted under the name of  
Joseph A. Sutton at Danville, N. Y. the 8 day of  
October A. D. 1864, in Co. G, 13<sup>th</sup> Regt N. Y. Inf. and served at least  
Here state rank, company, and Regiment, if in the military service, vessel, if in Navy.  
60 days in the late war of the Rebellion, who was HONORABLY DISCHARGED May 14/63 and died  
June 15/91

State date of death. The cause of death need not be stated.  
That she was married under the name of Mary J. Demmitt to said Joseph A. Sutton  
on the 18 day of Nov 1868, by Rev Mr. Wright at Byron  
Mich. there being no legal barrier to such marriage neither of them having  
been previously married If there was a former marriage of claimant or her husband,  
state it here and how dissolved. If there was no former marriage of either, so state

That she has not remarried since the death of the said Joseph A. Sutton That she is without  
sufficient means of support other than her daily labor. That the names and dates of birth of all the children now living under sixteen years of age of  
the soldier (or sailor) are as follows:

None 18.....  
None 18.....  
None 18.....

That no prior application for pension has been filed by herself The soldier  
was pensioned at 12. per month

Be careful to fill this part of the blank correctly; if a prior application has been filed, so state, giving the number of the claim, and stating by whom filed.  
That she makes this declaration for the purpose of being placed on the pension roll of the United States under the provisions of the Act of June 27,

1890. She hereby appoints, with power of substitution, MILO B. STEVENS & CO Cleveland, Ohio.  
her successors or legal representatives, her true and lawful attorneys to prosecute her claim and receive a 10 Ten Dollars. That her post office

and Cross is: 311 Lake St. Cleveland  
County of Cuyahoga State of Ohio

J. A. Bommerhardt  
J. G. Patchelor Signature of Claimant  
Mary J. Sutton

Two witnesses who can write, sign here



FROM OTHER SIDE.

Also personally appeared Wm. W. Webb residing at Cleveland, Ohio.  
and Fred. Clements, residing at Cleveland, Ohio. persons whom

I certify to be respectable and entitled to credit, and who, being by me duly sworn, say they were present and saw  
Mary J. Sutton, the claimant, sign her name (or make her mark) to the foregoing declaration; that  
they have every reason to believe from the appearance of said claimant and an acquaintance with her of three  
years and three years, respectively, that she is the identical person she represents herself to be; and that they have  
no interest in the prosecution of this claim.

Wm. W. Webb.  
Fred. Clements  
Signature of Witnesses.

Sworn to and subscribed before me this 7 day of January A. D. 1898; and I hereby certify that the  
contents of the above declaration, &c., were fully made known and explained to the applicant and witnesses before  
swearing, including the words

erased, and the words

added; and that I have no interest, direct or indirect, in the prosecution of this claim.

John A. Burchardt  
Official Signature.  
Notary Public  
Official Character.

[L. S.]

The Act of June 27, 1890, requires in widow's case:

1. That the soldier served at least NINETY DAYS in the war of the Rebellion and was HONORABLY DISCHARGED.
2. Proof of soldier's death (death cause need not have been due to Army service).
3. That widow "is without other means of support than her daily labor."
4. That widow was married to soldier prior to June 27, 1890, date of the Act.
5. That all pensions under this Act commence from date of receipt of application in Pension Bureau.

Dec 19 1897

WIDOW'S CLAIM.

NO widow

Act of June 27th 1890  
Pensions Div. 3365022

Claimant Mary J. Sutton

Soldier Joseph A. Sutton

Rank Co "E" 13th N.Y.

Address 311 Lake St.

Cleveland Ohio

FILED BY  
MILO B. STEVENS & CO.,  
SOLICITORS OF CLAIMS.

Cleveland, Ohio.

EAST. DIV.  
JAN 21 1898  
RECEIVED.

E.

(3-128 a.)

ACT OF JUNE 27, 1890.

WIDOW'S PENSION.

No. 668,624

Claimant Mary J. Sutton  
P. O. No. 322 Cleveland  
62 Morrison St.  
County Cuyahoga, State Ohio

Soldier Joseph A. Sutton  
Rank Private, Co. "G."  
Regiment 13<sup>th</sup> New York Vol. Inf.

Rate, \$8 per month, commencing January 10, 1898, and \$2 per month additional for each child, as follows:

Born, .....	18	}	Commencing .....	18
Sixteen, .....	18			
Born, .....	18	}	Commencing .....	18
Sixteen, .....	18			
Born, .....	18	}	Commencing .....	18
Sixteen, .....	18			
Born, .....	18	}	Commencing .....	18
Sixteen, .....	18			
Born, .....	18	}	Commencing .....	18
Sixteen, .....	18			
Born, .....	18	}	Commencing .....	18
Sixteen, .....	18			
Born, .....	18	}	Commencing .....	18
Sixteen, .....	18			
Born, .....	18	}	Commencing .....	18
Sixteen, .....	18			
Born, .....	18	}	Commencing .....	18
Sixteen, .....	18			

Payments on all former certificates covering any portion of same time to be deducted.

All pension to terminate ....., 189..., date of .....

REJECTED

RECOGNIZED ATTORNEY.

Name M. B. Stevens & Co.

Fee \$ 40.00, Agent to pay.

P. O. Cleveland, Ohio

Articles Filed ....., 189...

Redeemed for conscription May 2, 1900 APPROVALS:

Re-submitted for S. C. D. D. July 11, 1898

Submitted for admission June 8, 1898

Re " " Rejection July 16, 1899

Approved for Rejection under Sec. 2 Act of August 7, 1882, the  
claimant having been shown on LPL examination to have lived  
with one Frank Kessler since soldier's death in battle  
measures as to justify an assumption of adultery. And the  
contingencies here, 189...

The soldier was permanently at \$ 12 per month for gun shot and right thigh

Enlisted October 8, 18 61

Soldier's app'n filed December 14, 1865

honorably disch'd May 14, 18 63

Clt's app'n under other laws No, 18

Re-enlisted No other service, 18

Former marriage of Neither, 18

honorably disch'd, 18

Death of former No, 18

Died June 15, 18 91

Clt's marriage to soldier, 18 68

Declaration filed January 10, 18 98

Clt not remarried, 18

Claimant is without other means of support than her daily labor.

Claimant writes

Eastern Division.

3-308.

Wid No. 624

## BRIEF FOR REOPENING.

Claimant Mary J. Sutton  
P. O. 62 North Street  
County Cleveland  
State Ohio

Soldier Joseph A. Sutton  
Rank Private  
Company G  
Regiment 13 N.Y. Vol. Inf.

Attorney none

P. O.

Claim under act of June 27<sup>th</sup> 1890 filed January 10<sup>th</sup> 1898; rejected February 18<sup>th</sup> 1899  
on the ground that <sup>the claimant</sup> ~~her~~ conduct since the death of the soldier and  
the passage of the act of August 7<sup>th</sup> 1882 has been such as to  
forfeit your title to pension as his widow.

Evidence indicated below, filed since above rejection, is not deemed sufficient to warrant reopening of claim  
for the reason that it does not outweigh the positive  
(If not sufficient give reasons here.)  
statement of the claimant, is a Special Examiner of this  
Bureau, showing her relations with one Frank Knowles

Nov 3 1909 Jos. Sadler  
Examiner.

Nov 3 1909 W. H. Meier  
Chief of Division.

Respectfully referred to the Medical Referee for an  
opinion as to whether the evidence indicated below, consid-  
ered in connection with that previously filed, warrants  
reopening.

The evidence does warrant

\_\_\_\_\_, 190\_\_\_\_  
Examiner.

\_\_\_\_\_, 190\_\_\_\_  
Chief of Division.

\_\_\_\_\_, 190\_\_\_\_  
Medical Examiner.

\_\_\_\_\_, 190\_\_\_\_  
Medical Reviewer.

\_\_\_\_\_, 190\_\_\_\_  
Medical Referee.

### EVIDENCE FILED WITH A VIEW TO REOPENING CLAIM.

Nov 3<sup>rd</sup> 1909 Testimony of Jane O'Merritt

\_\_\_\_\_, 190\_\_\_\_ Testimony of \_\_\_\_\_

\_\_\_\_\_, 190\_\_\_\_ Testimony of \_\_\_\_\_

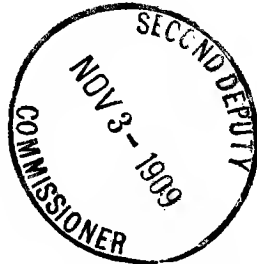
\_\_\_\_\_, 190\_\_\_\_ Testimony of \_\_\_\_\_

\_\_\_\_\_, 190\_\_\_\_ Testimony of \_\_\_\_\_

House of Representatives U. S.  
Washington, D. C.

Cleveland, Ohio, October 30, 1909.

*Chase*  
NOV 4 1909  
*E. J. H.*



Hon. V. Warner,  
Washington, D. C.

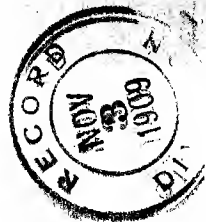
My dear Mr. Warner:-

In-re. Mary N. Sutton, Widow of Joseph A. Sutton,  
Co. G, 13th New York Vol. Infantry.

With reference to the above case I wish to submit  
the affidavit of Mrs. Jane Demeritt.

Sometime ago I received a communication from the  
Department stating that the widow's claim had been rejected  
on the grounds that she had lived in adultery prior to the  
death of her soldier husband and subsequent thereto, and that  
the proof the Department had, <sup>with</sup> ~~in~~ reference to this statement  
was an affidavit from her own brother Charles Demeritt set-  
ting up the facts of adultery. I have been informed by re-  
sponsible citizens of Painesville who knew Mr. Demeritt that  
he was a drunkard and of unsound mind. In order to substantiate  
this claim his own wife has sworn to the affidavit which I am  
herewith enclosing. If the Department deems it necessary, I  
can submit affidavits from substantial people in Painesville  
who have known Mrs. Sutton ever since she was a girl to the  
effect that she is of good character and other affidavits to

House of Representatives U. S.  
Washington, D. C.



Cleveland, Ohio, October 30, 1909.

the effect that Charles Demeritt had occasional fits of insanity, was an habitual drunkard, and was very spiteful and revengeful. I would not trespass upon the time of the Department in this matter, except that I feel an injustice has been done this woman, and the further fact that she is probably on her death bed, and that it would be a great solace to her now if the serious charge which has been against her could be removed. I would be glad to hear from the Department in this matter, and would be pleased to have your advice as to the proper method of procedure.

Very respectfully,

*Paul Howland*





(3-459.)

# Department of the Interior,

OFFICE OF SPECIAL EXAMINER U. S. BUREAU OF PENSIONS

At Cleveland, Ohio

Dec 24, 1898.

## NOTICE OF SPECIAL EXAMINATION.

Case of Mary J. Sutton No. 668624

To Mary J. Sutton, Claimant:

You are hereby notified that, by order of the Commissioner of Pensions, the undersigned will, on the 24<sup>th</sup> day of Dec, A. D. 1898, and continuing thereafter as long as may be necessary, at Cleveland, County of Cuyahoga and State of Ohio, and elsewhere if necessary, conduct a special examination of the aforesaid pension claim, at which time and place all material witnesses will be heard.

And you are further notified that you have the privilege of being present, in person or by attorney, during said special examination, and of cross-examining said witnesses and of introducing any material evidence on your own behalf, if you so desire.

Joseph Hall

Special Examiner.

Sir

I acknowledge service of copy of above notice this 24<sup>th</sup> day of Dec, 1898, and desire the examination to begin on the day specified

Mary J. Sutton

No. 17.

COMPLETED CASE.

OFFICE OF  
Milo B. Stevens & Co.  
SOLICITORS OF  
Claims and Patents.



Hon. Commissioner of Pensions,  
Washington, D. C.

SIR:—

We beg to remark that evidence to complete this case was filed

*Referred for Special Examination July 13/98*

*Early action is earnestly requested.*

Very respectfully,

*Milo B. Stevens & Co.*  
ATTORNEYS, ETC.

Case of *Mary J. widow of Joseph Button*

Late *"G" 13* Co., Reg't.

*Dr. U. Inf.* Vol.

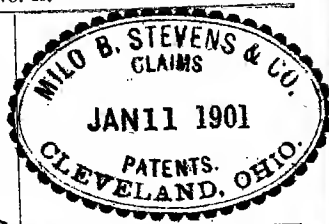
for *Pension Act 9/27/90*

No. *668, 624*

1-8-1900-2M.

No. 15.

INQUIRY SLIP.



MILO B. STEVENS & CO.,  
ATTORNEYS  
TO THE

Commissioner of Pensions.

No. *668, 624*

*Mary J. Button*  
(Name of Claimant.)

*Joseph A. Button*  
(Name of Soldier.)

*Co. B, 13<sup>th</sup> A. G. Inf.*  
(Service of Soldier.)

*Widow's Claim, Act June 27/90*

INFORMATION DESIRED.

(Make answer, please, to the office of the firm from which this appears to have been received.)

*Special examination ordered July 13/98. Accrued pension allowed to claimant in May 1900.*

*What is the present status of this claim. Early action is respectfully requested.*

*Milo B. Stevens & Co.*  
1-8-1900 10M.

(3-230)

INVALID (Series)

Cert. No. 194944

JUN 7 1900

Name, *Joseph A. Shattuck*  
Rank *Col.* Service *Co. 13th Regt.*  
*5th Mass. Cavalry*

Original Roll: *Shattuck*  
Agency: *Transf. to Co. 18th, 16th Regt.*

**DEAD**

Issued *March 3, 1888*

Mailed *April 8, 1888*

Rate and Period, \$ *6*, from *May 1, 1888*

Class *Org*

Issue *✓*

Entered *✓*

Deductions:

Disability: *4 of 4 of right*

*thigh*

Issued *April 8*

Mailed *13*

Rate and Period, \$ *12*, from *October 10*

Class *Line*

Issue *✓*

Entered *✓*

Deductions:

Disability: *Loss of right thigh*

Issued, *18*  
Mailed, *18*  
Rate and Period, \$ *18*, from *18*

Deductions:

Disability:

Issued, *18*

Mailed, *18*

Rate and Period, \$ *18*, from *18*

Accrued Pensions,  
ACT OF MARCH 2, 1895.

Accrued - Pension Certificate and  
Order issued *May 24, 1900*  
Payable to *Wid.* herewith

Mailed *May 28, 1900*

Disability: *Right*  
*thigh*

Rate and Period, \$ *18*, from *18*

Issued *May 24*

Mailed *May 28*

Rate and Period, \$ *18*, from *18*

Disability: *Loss of right thigh*

Disability: *Loss of right thigh*

Disability: *Loss of right thigh*

## CLAIMANT'S STATEMENT.

DEPOSITION 1Case of Mary J. Sutton, No. 537502On this 24<sup>th</sup> day of Dec, 1898,  
at Cleveland, county of Cuyahoga,  
State of Ohio, before me, Joseph Hall, a  
Special Examiner of the Bureau of Pensions, personally appearedMary J. Sutton, the applicant in the aforesaid pension claim, who says:

Q. If it should become necessary to further examine your claim, by taking testimony of witnesses elsewhere, do you desire to be present in person or be represented by an attorney, or both, at such further examination? If so, you will be notified as to the place and time when it is to be made.

A. No I waive notice

Q. Should you change your mind and desire to be present, or be represented by an attorney during any further examination of your case, will you at once address a letter to the "Commissioner of Pensions, Washington, D. C." giving the name and the number of your claim, informing him that you have so changed your mind, and desire to be notified when your claim is to be further examined?

A. yes

Q. State the names of the person or persons instrumental in the prosecution of your claim for pension, and their post-office addresses.

A. Wm B. Stevens & Co  
Cleveland O

Q. State what contract or contracts you have made with such person or persons for their services in prosecuting your claim for pension, and whether such contract or contracts were written or verbal.

A. I made no contracts

Page 25

Q. State the amount of fees paid by you or at your instance, to whom paid, and all the circumstances connected with the transaction.

A.

*I paid no fees*

Q. Please give me the names of all witnesses that you desire examined elsewhere, with their post-office addresses, and also state what you expect to prove by each witness.

A.

*Seth Nichols in the P.O. at Fowlesville  
Mich saw my marriage cert and knows  
all about me. He can tell of others  
The Nichols were related to the Suttons*

Q. Have you any complaint to make as to the conduct, manner, or fairness of the examination of your claim?  
If so, please state specifically what it is.

A.

*No*

Q. Do you desire to introduce any more testimony before me?

A.

*No*

*Mary J. Sutton*

Deponent.

*24<sup>th</sup>* day of *Dec*, 189*5*

Sworn to and subscribed before me this

and I certify that the contents were fully made known to deponent before signing.

*Joseph Hall*

Special Examiner.



## GENERAL AFFIDAVIT

STATE OF New York }  
 COUNTY OF Oswego } SS.

In the matter of the claim for

Pension of Mary J. Sutton, widow of  
Joseph A. Sutton les. by "13" U. S. Imp. Koh.  
 (Character of Claim)  
 (Name of Claimant, the Name and Service of Soldier.)

Personally came before me, a

Justice of the Peace  
 (Justice, Notary, Judge, Clerk or Deputy Clerk.)

in and for the

County and State aforesaid.

Jacob Mantle and his wife Amanda E. Mantle  
 (Here write the Name of the Affiant or of each Affiant, together with the Postoffice address)  
P.O. address: Sandy Creek, N. Y.

persons of lawful age, who, being duly sworn, declare in relation to the aforesaid claim, as follows:

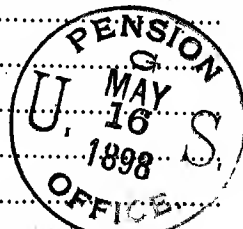
Our acquaintance with Joseph A. Sutton <sup>and</sup>  
 his wife Mary J. Sutton, commenced about  
 the year 1874 or 1875 - we cannot give the  
 exact time - when said parties came  
 to this town, where they lived together  
 as husband & wife for several years  
 until they separated. We don't pretend  
 to know the details leading up to  
 their separation, all we know is  
 that the said Mary J. Sutton left  
 the said Joseph A. Sutton, and that  
 she took their two children with her.  
Sutton remained here perhaps a year  
 or so, and then he too went away.  
 We never heard that the said  
 parties were divorced - and while  
 they lived together in this town we  
 know that it was the general  
 belief of the community that they  
 were husband & wife, and they were  
 recognized as such. Further than  
 this we are unable to state.

We make the above statement  
 from personal knowledge & recollection.

We further declare that we have  
 no interest in this case and are  
 not concerned in its prosecution.

Jacob Mantle

Amanda E. Mantle



**☑ If either Affiant signs by X mark, two persons who write their names MUST sign here as witnesses thereto.**



Signature of  
Affiant or of  
each Affiant.

of } Human Rights  
of } Justice for Peace  
at. }

(If any words have been erased in this affidavit, enter them here.)

(If any words have been added in place of any erased, enter them here.)

I fully certify that I have no interest, direct or indirect, in the prosecution of this claim.....

  
 (Name of Officer before whom executed.)  
  
 (State whether Justice, Notary, Clerk or Deputy Clerk.)

**The Officer before whom this Affidavit is Executed must note in his Certificate all Erasures and Interlineations, as indicated above.**

NOTE.—This paper may be executed before any officer authorized to administer oaths for general purposes. Certificate of Clerk of Court need not be attached; but will be procured when called for by the Department. In numerous instances the official character of the Notary or Magistrate is already officially known at the Department.

1-26-98-10M.

No. 668,624

# CASE OF

Mary J. window of

Joseph A. Sutton

Wm. G. 13" A. H. West

7-17 18-18  
FBI DIV.



**AFFIDAVIT OF**

Handl.

separated from 1875  
then separated

FILED BY

**MILLO B. STEVENS & CO.**

SOLICITORS OF CLAIMS.  
Cleveland, Ohio,

# Certificate of Property Assessments.

State of Ohio, County of Cuyahoga, ss:

IN THE pension claim of

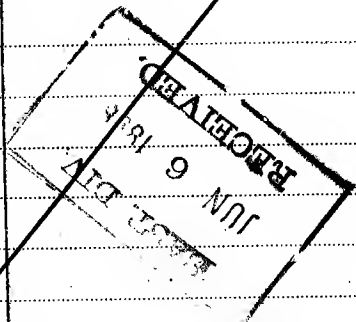
Mary J. Sutton, widow of  
Joseph A. Sutton, Co. G. 13. Regt. N.Y. Vol. Inf.

I, A. E. Skins, Auditor  
Name of Officer Official Designation

of the County of Cuyahoga, in the State of Ohio

do hereby certify that I have carefully examined the Records of Assessments of real and personal property in and for said County, and of which I am the lawful custodian, and find the assessments and valuations therein recorded against property standing in the name of Mary J. Sutton or Joseph A. Sutton for the years hereafter designated, to be as follows, to wit:

YEAR	REAL ESTATE, DESCRIPTION.	VALUE	PERSONAL PROPERTY	VALUE
1867				
1868				
1869				
1870				
1871				
1872				
1873				
1874				
1875				
1876				
1877				
1878				
1879				
1880				
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1884				
1885				
1886				
1887				
1888				
1889				
1890				
1891				
1892				
1893				
1894				
1895				
1896				
1897	<u>nothing listed</u>	<u>—</u>	<u>nothing listed</u>	<u>—</u>
1898	<u>"</u>	<u>—</u>	<u>"</u>	<u>—</u>
1899				



# GENERAL AFFIDAVIT.

State of

Ohio

County of

Cuyahoga

ss.

In the matter of the claim for

Pension of the widow of

Joseph A. Sutton, les. by 13<sup>th</sup> N. Y. Inf. Vol.

(Character of claim.)

(Name of Claimant, the Name and Service of Soldier.)

Personally came before me, a

Notary Public

in and for the

County and State aforesaid

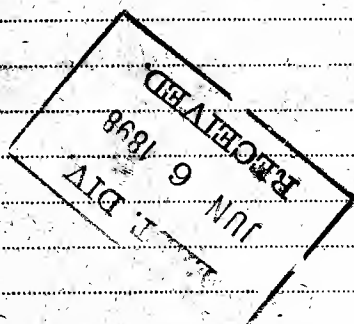
Mary J. Sutton, the claimant

(Here write the name of the Affiant or of each Affiant, together with the Postoffice address.)

person of lawful age, who, being duly sworn, declares in relation to the aforesaid claim, as follows:

Whether the late Joseph A. Sutton now  
I was ever married prior to our  
marriage with each other -  
My late husband left no estate  
and carried no insurance that I am  
aware of - he made his home with  
a brother in Michigan at the time  
he died.  
I have not since his death and do  
not now own any property, real  
or personal, no stocks, bonds, mortgages  
or other investments, and have  
had no income except what  
I have been able to earn by my  
own daily labor - No person is  
legally bound for my support, but  
I am dependent upon my daily  
labor for a support.  
I have not disposed of any  
property since my husband's death  
because I have had none to dispose  
of. I am a cook by occupation  
and I earn a living in that  
way.

Mary J. Sutton





further declare that.....no interest in said claim, and  
not concerned in its prosecution.

If either Affiant signs by X mark, two persons who write their  
names MUST sign here as witnesses thereto.

1.....Signature of  
(Name of one witness to X mark.) Affiant or of  
2.....each Affiant.  
(Name of other witness to X mark.)

Sworn to and Subscribed before me, this 28 day of May 1898  
at Cleveland, in the County of Cuyahoga State of  
Ohio and I hereby certify that the contents of the foregoing affidavit were  
fully made known and explained to the affiant before swearing thereto, including the words

(If any words have been erased in this affidavit, enter them here.)

erased and the words

(If any words have been added in place of any erased, enter them here.)

added: that the affiant is to me well known and is apparently respectable and worthy  
(Is or are.) (Is or are.)  
of full credit, and I fully certify that I have no interest, direct or indirect, in the prosecution  
of this claim.

[I. S.]

John A. B...  
Name of Officers before whom executed.

Notary Public

State whether Justice, Notary, Clerk or Deputy Clerk.

The Officer before whom this Affidavit is Executed must note in his Certificate all Erasures and Interlineations, as indicated above.

NOTE.—This paper may be executed before any officer authorized to administer oaths for general purposes. Certificate of Clerk of Court need  
not be attached; but will be procured when called for by the Department. In numerous instances the official character of the Notary or Magistrate is  
already officially known at the Department.

(10-23-96-10m.)

Gold...  
Wid. No. 668624, 698,

CASE OF

Mary J. Sutton

Joseph A. Sutton

Witness

RECEIVED  
JUN 6 1898  
EAST DAY  
AFFIDAVIT OF

Sutton left nothing  
over to my firm

FILED BY  
MILOB STEVENS & CO.  
PERSON ATTORNEYS  
Cleveland, Ohio



# GENERAL AFFIDAVIT.

State of Ohio  
County of Cuyahoga } ss.

In the matter of the claim for pension of the widow of  
Joseph A. Sutton Co. G. 13. 1. 4. Inf. Vol.  
(Character of claim.)  
(Name of Claimant, the Name and Service of Soldier.)

Personally came before me, a Notary Public in and for the  
(Justice, Notary, Judge, Clerk or Deputy Clerk.)

County and State aforesaid Clara H. Butler age 27 years of 398 St. Clair St.  
(Here write the name of the Affiant or of each Affiant, together with the Post-office address.)

Alice Barner, aged 33 years of 61 Bond St. Cleveland a  
person of lawful age, who, being duly sworn, declares in relation to the aforesaid claim, as  
follows: We have been personally acquainted

with Mary J. Sutton, the widow of  
Joseph A. Sutton; for a period of seven  
years and five years respectively.

We know that during all of this  
time she has worked for her living  
and has had no means except  
such as she was able to earn  
by her own labor - She is a Cook  
by occupation - and during the summer  
months is employed on the boats  
in her capacity as Cook -

She has not since we have  
been acquainted with her, owned  
any property, real or personal,  
not stocks, bonds, mortgages or  
other investments; and she has  
had no income except what  
she has been able to earn by  
her daily labor -

No person has been during  
this time, legally bound for her  
support -

The applicant has not remained  
since the death of Joseph A.  
Sutton - She is a worthy  
respectable woman -

We make these statements from  
personal knowledge, derived by  
our close personal acquaintance  
with her.

We further declare that we  
have no interest in this case  
and are not concerned in its  
prosecution.

Clara H. Butler  
Alice Barner



further declare that.....no interest in said claim, and  
~~not concerned in its prosecution.~~

~~NOTE~~ If either Affiant signs by X mark, two persons who write their  
names MUST sign here as witnesses thereto.

1.....  
(Name of one witness to X mark.)

Signature of  
Affiant or of  
each Affiant.

2.....  
(Name of other witness to X mark.)

Sworn to and Subscribed before me, this 28 day of May 1898  
at Cleveland, in the County of Cuyahoga State of  
Ohio and I hereby certify that the contents of the foregoing affidavit were  
fully made known and explained to the affiant before swearing thereto, including the words

(If any words have been erased in this affidavit, enter them here.)

erased and the words

(If any words have been added in place of any erased, enter them here.)

added: that the affiant ~~are~~ to me well known and ~~are~~ apparently respectable and worthy  
(Is or are.) (Is or are.)  
of full credit, and I fully certify that I have no interest, direct or indirect, in the prosecution  
of this claim.

[L. S.]

John A. Bounhardt  
Name of Officers before whom executed.  
Notary Public

State whether Justice, Notary, Clerk or Deputy Clerk

~~NOTE~~ The Officer before whom this Affidavit is Executed must note in his Certificate all Erasures and Interlineations, as indicated above.

NOTE.—This paper may be executed before any officer authorized to administer oaths for general purposes. Certificate of Clerk of Court need  
not be attached; but will be procured when called for by the Department. In numerous instances the official character of the Notary or Magistrate is  
already officially known at the Department.

(10-23-96—10m.)

7  
Wid. No. 668.624

CASE OF

Mary J. Sutton

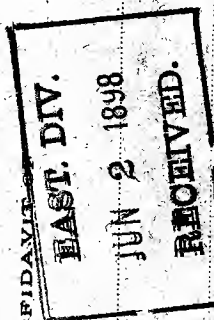
widow of

Joseph A. Sutton

Dec. 13 N.Y. Sup.

FOR

Execution



Miller  
Primmer

no part  
defendant  
Hick

FILED BY

MILO B. STEVENS & CO.

PERSON ATTORNEYS

Cleveland, Ohio

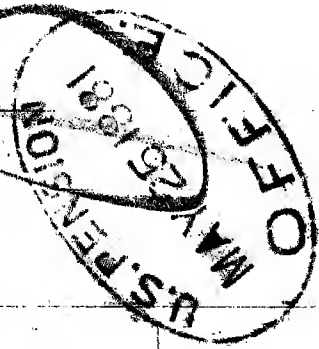
STATE OF NEW YORK, } ss.  
Oswego County Clerk's Office,

I, MERRICK STOWELL, Clerk of said County and of the Supreme and County Courts therein, which are Courts of Record, Do CERTIFY, that C. C. Thomas whose name is subscribed to the JURAT of the annexed instrument, was, at the time of taking the same a NOTARY PUBLIC, in and for said County, and duly qualified and authorized to take the same. And I FURTHER CERTIFY, that I am well acquainted with his hand writing, and verily believe the signature to said JURAT is genuine.

IN WITNESS WHEREOF, I have hereunto set my hand, and affixed the seal of said County and Courts, at the City of Oswego, this 20th day of May 1881  
Merrick Stowell CLERK.

Notary Public Oswego Co. N.Y.

Joseph A. Sullivan  
Cas. B. 13 N. Y. Vol.  
Sullivan  
no other



to a request from the acting Com-  
missioner of Pensions dated May 14, 1881

Subscribed and  
sworn to before Joseph A. Sutton  
on this 19<sup>th</sup> day  
of May 1881

C. B. Thomas

Notary Public Oswego Co. N.Y.

94998

Joseph A. Sutton

Ex. S. 13 N. 2. Vol.

Subscribed

No other









Dear Patron:

We regret that the enclosed photocopies are the best we were able to obtain using our normal reproduction process. This is caused primarily by the ages and faded conditions of some of the documents from which these copies were made.

COMPLETE FILE ENCLOSED

BEST AVAILABLE COPY.

## DEPOSITION

Case of Mary J. Sutton, No. 668624

On this 17 day of April, <sup>1900</sup>~~189~~, at  
Sandy Creek, county of Osage  
 State of New York, before me, E. F. Moran, a  
 special examiner of the Bureau of Pensions, personally appeared  
Edmund H. Sargent, who, being by me first duly sworn to  
 answer truly all interrogatories propounded to him during this special  
 examination of aforesaid claim for pension, deposes and says:

I am 71 years of age; my post-office address is Sandy Creek, Osage Co., N. Y. Occupation merchant. I have been a resident of this place all my life. I remember Joseph A. Sutton and his wife Mary J. Sutton. The former kept a store years ago there and lived here until some time in the '80's I sold David Joseph A. Sutton a house after 1880 and they lived in this house for a time after I sold it to them. They lived together as husband and wife and were so recognized by every one here. I have no particular recollection of any letters of separation, and I never heard of any divorce. I cannot recall Paddy Hyde but I do remember that the claimant did not fear a post class reputation while she lived here. I do not know when she went when she left here, but long heard it reported that she went to Tonawanda N. Y. I do not remember particularly about her leaving her husband. I do not remember any thing particularly of either after they left here. I am not related and have no interest. I have heard this objection and have understood the questions and my answers are correctly recorded.

Edmund H. Sargent

Lined area for deponent's statement.

Deponent.

Sworn to and subscribed before me this 17 day of April,  
1955, and I certify that the contents were fully made known to deponent  
before signing.

E. A. Mason

Special Examiner.

DEPOSITION *D*Case of *Mary J. Sutton*, No. *668624*

On this *17* day of *April*, *1900*, at  
*Sandy Creek*, county of *Oswego*  
 State of *New York*, before me, *E. H. Mason*, a  
 special examiner of the Bureau of Pensions, personally appeared  
*John M. Syers*, who, being by me first duly sworn to  
 answer truly all interrogatories propounded to him during this special  
 examination of aforesaid claim for pension, deposes and says:

I am *42* years of age; my post-office address is *Sandy Creek, Oswego, N. Y.* Occupation *Farmer in Plate Manufacturing*. I have been a resident of *Sandy Creek* *18* years. I was formerly acquainted with *Joseph A. Sutton* in his lifetime and I know his wife *Mary J. Sutton*. I first became acquainted with them when I moved here *18* years ago. They were then living together as husband and wife and were so recognized by every one. *Paddy Hyde* was also living here at the same time and I think he boarded with said *Joseph A. Sutton*. They both worked in the *factory*. The Claimant lived here about two years after I came here. There was considerable talk about Claimant and *Paddy Hyde*. The Claimant did not bear a good reputation. It must be *16 or 17* years since Claimant left here. The Claimant left her husband and went away and it was claimed she went to *Seneca Falls, N. Y.* and lived with *Paddy Hyde*. I did not know that of my own knowledge but it was current report. I never knew of any acts of lechery and never knew of any crime. I have never seen the Claimant nor *Paddy Hyde* since they left here *16 or 17* years ago. It is my recollection that the Claimant and

Reddy says that he has about the same thing  
I can not recall and from no witness  
other than this deposition used here  
indicating the question and they answer  
are correctly recorded  
John W. Dwyer  
deponent

Deponent.

Sworn to and subscribed before me this 17 day of April, 1900, and I certify that the contents were fully made known to deponent before signing.

J. H. Mann  
Special Examiner.



DEPOSITION B.Case of Mary J. Sutton, No. 668.624

On this 17 day of April, 1900, at  
Sandy Creek, county of Oswego  
 State of New York, before me, E. F. Mason, a  
 special examiner of the Bureau of Pensions, personally appeared  
Amanda E. Mantle, who, being by me first duly sworn to  
 answer truly all interrogatories propounded to her during this special  
 examination of aforesaid claim for pension, deposes and says:

I am 56 years of age; my post-office address is Sandy Creek  
Oswego Co., N. Y. ~~Occupation~~ housewife  
 I have been a resident of Sandy Creek for  
 the past 26 years, and have been the wife of  
Joel Mantle all this time. I was formerly  
 acquainted with Joseph A. Sutton and his wife  
Mary J. Sutton. I live a neighbor to them here.  
 They were living here when I moved into town.  
 They lived here several years, three or four and  
 perhaps longer, and then they separated, and  
 she went away and took with her their two  
 children. They lived together here as husband  
 and wife and were so recognized and the two  
 children were recognized as their children.  
 The children I think were born before I knew  
 the said parties. I do not know the cause of their  
 separation. There was some talk about the claimant  
 and Paddy Hyde, but I do not know as there was  
 the cause of the separation. I did not know of  
 any letters of separation, or that they were  
 divorced, I never heard of any divorce.  
 I remember that Paddy Hyde left here shortly  
 before the claimant separated from her husband  
 I don't know where he went to. Shortly after  
 Paddy Hyde left here, claimant took her  
 children and went away. I don't know  
 whether she joined Paddy Hyde or not. I  
 never heard of her or Paddy Hyde after  
 they left here. Paddy Hyde boarded with the

claimant before she separated from her husband, and there was some talk about them but I do not know as there was any thing wrong between them.

I know that the claimant and Joseph A. Sutton lived together here for several years and were recognized as husband and wife, and that they had two children, girls, which claimant took away with her when she separated from her husband. I know never claimed from her husband so far as I know. I have made an affidavit in this case. I made it about two years ago. Some lawyer sent me the affidavit written out and I signed it. I then testified about the same as I have now. I signed the same affidavit that my husband signed. The affidavit is dated, where you know me bears my signature. After hearing the same and I say it is correct.

I am not related and have no interest. I have heard this deposition read, have understood the questions and my answers are correctly recorded.

Amanda E. Martin  
Deponent

Deponent.

1900  
1899-  
Sworn to and subscribed before me this 17 day of April, and I certify that the contents were fully made known to deponent before signing.

E. F. Mason

Special Examiner.

DEPOSITION *A.*Case of Mary J. Sutton, No. 668.624

On this 17 day of April, 1900, at Sandy Creek, county of Oswego, State of New York, before me, E. J. Mason, a special examiner of the Bureau of Pensions, personally appeared Jacob Mantle, who, being by me first duly sworn to answer truly all interrogatories propounded to him during this special examination of aforesaid claim for pension, deposes and says:

I am 62 years of age; my post-office address is Sandy Creek, Oswego Co., N.Y. Occupation has been night watch. I have been a resident of Sandy Creek for the past 26 years. I was formerly acquainted with Joseph A. Sutton and his wife Mary J. They were living here when I moved into town and were known and recognized as husband and wife. I did not know either of them prior to their marriage. I don't know when they lived prior to their coming here and know nothing about their marriage. They lived together here in marriage relations for several years. I cannot remember how many and then they separated and she went away. They had two girls at this time and she took them with her. I do not know where she went and I never know any thing of her after she went away. He remained here a year or more after the separation and then he went west. I do not remember where it was. I do not know the cause of their separation. I never heard any thing about a divorce and they were never divorced so far as I know. The son of Mary J. Sutton did not bear the best kind of a reputation while she lived here. There was some talk about her in connection with Patrick Hyde. He worked here in the livery while they lived here. I know nothing between them of my own knowledge. I merely

Yours I am told about them. I never know  
that there are any articles of legislation between  
the Government and the President. I have made  
a statement in the Supreme Court, I think that  
two years ago, the Congress from some place  
in Ohio. I don't know in which State  
argued. I then testified that they had been  
here so many and they are here to witness.  
and that they defected and I don't want  
away with this thing. The officers  
B.D. I which you don't know my organization.  
After hearing the same test and I say it is correct.  
I am not related and from no interest  
I have heard this thing was. I am not  
the questions and my answers are  
correctly recorded.

James M. Smith

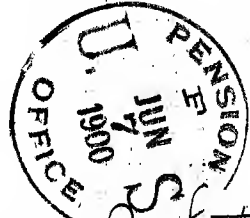
Deponent.

1908  
Sworn to and subscribed before me this 17 day of April  
1897, and I certify that the contents were fully made known to deponent  
before signing.

E. F. Maass

Special Examiner.

## GENERAL AFFIDAVIT.



STATE OF.....

COUNTY OF.....

SS.

In the matter of the claim for.....

*Admiral Pension of Mary J. Sutton,*  
*widow of Joseph A. Sutton*  
 (Character of Claim)  
 (Name of Claimant, the Name and Service of Soldier)

Personally came before me, a.....

Notary Public

(Justice, Notary, Judge, Clerk or Deputy Clerk)

in and for the

County and State aforesaid.....

*Mary J. Sutton the claimant*  
 (Here write the Name of the Affiant or of each Affiant, together with the Postoffice address)  
 P.O. address: *13 Payne Ave. Cleveland, O.*

person of lawful age, who, being duly sworn, declares in relation to the aforesaid claim, as follows:

*That she is unable to return the old Pension Certificate dated April 8, 1896, for the reason that she has no knowledge concerning its whereabouts. Her husband was living in Michigan at the time of his death while she was living there - and she does not know what was done with his Pension papers.*

*Mary J. Sutton*



U.S. BUREAU OF PENSIONS  
FINANCE DIVISION  
JUN 8 1900

..... further declare that..... no interest in said claim, and..... not  
concerned in its prosecution.

☒ If either Affiant signs by X mark, two persons who write their  
names MUST sign here as witnesses thereto.

1..... Signature of  
(Name of one witness to X mark) Affiant or of  
2..... each Affiant.  
(Name of other witness to X mark)

Sworn, to and subscribed before me, this 2 day of June 1899 1900  
at Cleveland in the County of Cuyahoga State of  
Ohio

and I hereby certify that the contents of the foregoing  
affidavit were fully made known and explained to the affiant before swearing thereto, including the words

(If any words have been erased in the affidavit, enter them here)

.....erased and the words

(If any words have been added in place of any erased, enter them here)

added: that the affiant is not to me well known but is apparently respectable, and  
(Is or are) (Is or are) (Here state whether respectable and credible)

I fully certify that I have no interest, direct or indirect, in the prosecution of this claim.....

John A. Bonhardt  
(Name of Officer before Whom executed)

[ L. S. ]

Notary Public

(State whether Justice, Notary, Clerk or Deputy Clerk)

☒ The Officer before whom this Affidavit is Executed must note in His Certificate all Erasures and Interlineations, as indicated above.

NOTE.—☒ This paper may be executed before any officer authorized to administer oaths for general purposes. Certificate of Clerk of Court need not  
be attached; but will be procured when called for by the department. In numerous instances the official character of the Notary or Magistrate  
is already officially known at the department.

1-13-99, 10M.

No.....  
CASE OF

FOR

AFFIDAVIT OF

FILED BY

Milo B. Stevens & Co.,

SOLICITORS OF CLAIMS AND PATENTS.

Cleveland, Ohio,

RECORDED  
JUL 13 1900  
NOTARIAL

May 6, 1907.

Hon. Paul Howland,

House of Representatives.

My dear Mr. Howland:

In response to your inquiry of the second instant, received the fourth, relative to the claim for pension under the Act of June 27, 1890, Number 668,624, of Mary J. Sutton, whose address, as stated by you, is 1729 East Eighteenth Street, Cleveland, Ohio, as the widow of Joseph A. Sutton, who served in Company G, Thirteenth New York Volunteer Infantry, I have the honor to inform you that said claim was rejected May 16, 1900, on the ground that the evidence on file showed that the claimant had, since the death of the soldier, violated the Act of August 7, 1882, by living with one Frank Knowles in such a manner as to justify an assumption of adultery.

There is nothing now pending in the claimant's behalf.

Very respectfully,

Acting Commissioner.

1909

November 4, 1909.

Hon. Paul Howland,  
Cleveland, Ohio.

My dear Mr. Howland:

In reply to your letter of the thirtieth ultimo, received the second instant, relative to the claim for pension under the Act of June 27, 1890, Number 668624, of Mary J. Sutton, whose last-known address is 62 Morrison Street, ~~Cleveland~~ <sup>Cleveland</sup>, Ohio (in 1899), widow of Joseph A. Sutton, who served in Company G, Thirteenth New York Infantry, I have the honor to inform you that said claim was properly rejected in 1899, on the ground that the claimant, ~~by~~ her conduct and relations with one Frank Knowles after the soldier's death in 1891, had forfeited her title to pension as his widow, as provided by the Act of August 7, 1882.

The testimony of Jane Demeritt, transmitted by you, is not deemed sufficient to warrant a reopening of this claim, as it cannot be accepted to outweigh the positive statement of claimant, on file in the case, showing her relations with Frank Knowles.

Affiant Jane Demeritt testified in this case previous to the rejection of the claim, and her testimony at that time corroborated claimant's statement on file in the

- 2 -

case that she (claimant) lived with one Frank Knowles as his wife after the soldier's death, and was known as Mrs. Knowles.

Further consideration of this case is not now warranted.

Very respectfully,

Acting Commissioner.

Cleveland Ohio

April 14, 1899.

Sir

I have the honor to return herewith the papers in No 68624 Mary J. Sutton Widow of Joseph H. Sutton Co & 13th Reg. Vol Inf and to submit my report in the case.

Claimant's last address in this city was 42 Morrison St in this city. She is now away but her daughter is there and a letter addressed there will probably reach her. She went to Mich Saraween to get a job as cook on same boat she claim was referred to the S & E Div to determine the question of legal widowhood and was submitted by me for report for violation of Act of Aug 7, 1882. It was returned to the S. E. Div to complete the ascertainment and I submit the testimony of the only witness in my district whose testimony I had not taken, bearing on the question of legal widowhood. I think it is probable that Claimant is the legal widow of the Soldier, and recommend further examination for the testimony of Geo H Sutton Mulliken Eaton Co Mich



18 J 7

Page 3

Jacob Mantle Sandy Creek Oswego Co NY  
Amanda E Mantle " " " "

John Weavit Pulaski " "  
John P or Patrick Hyde Chelappon Mich  
for evidence as to legal widowhood

Very respectfully

Joseph Hall

Special Examiner

Hon Commissioners of Pensions

Washington

W C.



## DEPOSITION H

Case of Mary Jane Sutton, No. 468624

On this 31<sup>st</sup> day of Jan, 1897, at  
Cleveland, county of Cuyahoga  
 State of Ohio, before me, Joseph Hall, a  
 special examiner of the Bureau of Pensions, personally appeared

Clara Butler, who, being by me first duly sworn to  
 answer truly all interrogatories propounded to her during this special  
 examination of aforesaid claim for pension, deposes and says:

I am 34 years of age; my post-office address is at  
462 1/2 Detroit St. I am the wife of Ed Butler  
 I became acquainted with the claimant  
 about 6 or 7 years ago. She was living  
 in Chubbass at the time I think though  
 I am not sure. She was visiting her  
 daughter in Detroit Mich when I met  
 her. Her oldest daughter Lillie who  
 was then married. I did not meet  
 her again till I came here three  
 years ago. She had been living in  
Cleveland. I knew her daughter  
Lillie and used to hear about  
 her through her daughter. I have never  
 heard of her as being married  
 I never knew her to go by any  
 other name than Sutton.  
 I never knew her as Mrs Knables  
 or Mrs Hyde. I lived in her house  
 nearly a year when I first came  
 here. I worked for her and my  
 husband boarded there. That  
 was before my marriage.  
 She was known then as Mrs Sutton  
 so far as I know she is a hard  
 working honest woman. I never  
 knew or heard anything against  
 her character. She has never lived  
 with any man as his wife since

I never knew a man named Frank Howells.

I am not related and have no interest in the case. Her daughter Lillie married my 2<sup>nd</sup> cousin. That is how we became acquainted. My answers have been correctly recorded.

Clara Butler

Deponent.

Sworn to and subscribed before me this 21<sup>st</sup> day of June, 1899, and I certify that the contents were fully made known to deponent before signing.

Joseph Hall

Special Examiner.

DEPOSITION *by*Case of *Mary J. Sutton*, No. *648424*

On this *25<sup>th</sup>* day of *Jan*, 189*7*, at *Cleveland*, county of *Cuyahoga*, State of *Ohio*, before me, *Joseph Hall*, a special examiner of the Bureau of Pensions, personally appeared *Alce Barnes*, who, being by me first duly sworn to answer truly all interrogatories propounded to her during this special examination of aforesaid claim for pension, deposes and says:

I am *34* years of age; my post-office address is *61 Bond St Cleveland Ohio*. I am the wife of *Edward Barnes*.

I am acquainted with the Claimant I have known her about five or six years - somewhere along there.

I knew of her before that she worked for a Mrs Ennis and Mrs Ennis always called her Mrs Knowles but I have always known her as Mrs Sutton. She worked for me last spring. She never told me why she had formerly gone by the name of Knowles. There was a man who used to call on her pretty regularly when she worked for me but I do not think she has ever been married since I have known her. His name was Allison. She has never lived with any man as his wife since I have known her.

She had no property that I know of though she said she expected some from her husband. I do not know anything against her character though her reputation is not the best.

She works for her living and has no other source of income.



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that I know of. I did not know  
her prior to the 2<sup>nd</sup> manuparation  
of President Cleveland.  
I am not related and have no interest  
in the case.

My answers have been correctly recorded  
Mrs E. Barner.

Deponent.

Sworn to and subscribed before me this 23<sup>th</sup> day of June,  
1897, and I certify that the contents were fully made known to deponent  
before signing.

Joseph Hall

Special Examiner.

## DEPOSITION F

Case of Mary J. Sutton, No. 668424

On this 19<sup>th</sup> day of Jan, 1899, at  
Painesville, county of Lake  
 State of Ohio, before me, Joseph Hall, a  
 special examiner of the Bureau of Pensions, personally appeared  
Lavinia J. Demeritt, who, being by me first duly sworn to  
 answer truly all interrogatories propounded to her during this special  
 examination of aforesaid claim for pension, deposes and says:

I am 61 years of age; my post-office address is as above  
 I am the wife of Charles O. Demeritt claimant's  
 brother. I knew her from the time she was  
10 years of age but I came here in 1864  
 I moved from where she was in 1861 and  
 I did not see her till she came here in 1881  
 I heard of her marriage to soldier and never  
 had reason to doubt it. She came here with  
 her two children in 1881. June 1881 she said  
 she had separated from her husband but  
 could not get a divorce from him as she  
 could not prove adultery. In Sept 1881  
John P. Hyde came here and she claimed  
 him as her husband. She had one child  
 born about 2 weeks after he got here  
 and she said this was ~~her~~ Hyde's child  
 and that she had one by him before  
 they came here. In Feb 1882 she went  
 back to her husband in Sandy Creek  
 and in about 6 weeks Hyde followed  
 her. They got soldier's pension money &  
 as I understand went to Conawanda  
Ny where Hyde opened a saloon.  
 They went to Chilapen Mich from there  
 I cannot tell when but in 1887 she  
 left there and left Hyde and came  
 back here. She went by the name of  
Hyde then and kept that name  
 till she pretended to marry Frank

Knowles she went off to Yampston  
and around and came back to Cleveland  
and announced that they were married.  
She had three children by Hyde counting  
the one that was born before they came  
here and she said that was Hyde's  
she had no children by Knowles, but  
she lived with him till 1893.

I believe she is the legal widow of Sutton.  
He wrote to us after she left him and  
and took that pension money, and  
he told us how she left and that  
he would do anything for her if  
she would only live with him.  
So far as I know she has lived with  
no man as his wife since 1893.

I see her about once a year and  
her daughters come to see us so we  
keep track of her. She has kept boarders  
& gone out washing and went on  
about one summer.

She has always been a very hard  
working woman.

I have no interest in the case, and I  
have no malice I have felt sorry for her  
because she was without a mother when  
she needed one most and we have  
tried to get her to live a straight life  
but she would not.

My answers have been correctly recorded.

Lydia J. DeMeritt

Deponent.

Sworn to and subscribed before me this 19<sup>th</sup> day of Jan, 1899, and I certify that the contents were fully made known to deponent before signing.

Joseph Hall

Special Examiner.

## DEPOSITION

Case of Mary J. Sutton, No. 648424

On this 19<sup>th</sup> day of June, 1892, at Wernersville, county of Franklin, State of Ohio, before me, Joseph L. Hall, a special examiner of the Bureau of Pensions, personally appeared

Charles O. Jermuritt, who, being by me first duly sworn to answer truly all interrogatories propounded to him during this special examination of aforesaid claim for pension, deposes and says:

I am 61 years of age; my post-office address is as above  
Occupation Laborer  
 Claimant is my sister. I left the State of New York. I left Wernersville in 1842, and I never saw the soldier that I know of I came here in 1864 then I went to Mich after the war closed and was gone 4 years. Then I came back. I know by common report that Claimant & Joseph Sutton were man & wife. He wrote me letters acknowledged by her as his wife that is he wrote of her as such and she always spoke of him as her husband but I do not know where they were married. I never saw any of his people. I did not see Claimant <sup>after Sept 27</sup> till she came here about 14 years after her marriage. She brought her two children with her. She said she had separated from her husband but I never heard of her getting a divorce from him or that he got one from her. If she had got a divorce while here I would have known it. I do not remember how long she was here. She stopped a short time at first and then went to Mich. I do not remember how long she was gone. Then she came back and was

here several years. She was never married but once that I know of. She has lived with two different men.

She lived with a man named Hysle while here who followed her. She was here but a short time and then went back to her husband and then she left again and got with Hysle and they went to Mich. He was in Mich. Cheboygan Mich. the last I heard of him. She lived with Frank Knowles more or less for the period of five or six years.

She has lived with no one since about 1893. My wife can tell you more about it than I can. I have no interest in the case. I have heard Soldier was a fine man and a good worker.

I know nothing about him.

My answers have been correctly recorded.

Charles O. Demeritt

Deponent.

Sworn to and subscribed before me this 19<sup>th</sup> day of June, 1899, and I certify that the contents were fully made known to deponent before signing.

Joseph Hall

Special Examiner.

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## TO SPECIAL EXAMINER'S REPORT.

*Claim of Mary J. Sutton*

*No. 448424*

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	Notice to claimant			
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10 to 11	additional		B	
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William Ohio  
Feb 2 1899

Dear Sir  
I have the honor to return herewith  
the papers in respect to Mary J. Sutton  
author of "The Girl in the Red Dress".  
Not only 10 copies as Mrs. Sutton at  
Ohio and to send me report thereon.

The case was referred to the 82nd  
to determine whether Chairman was  
the legal author of the letter.

I found Chairman having with  
her son in law and her two daughters  
I was not particularly impressed with  
her and the lack of interest of the  
director since that she personally  
met in the Hamilton district.

Her brother said his wife knew  
past relations for trust and  
exhibited no undue bias in giving  
their testimony. My informant has  
a very poor memory especially for  
dates but his wife was particularly  
strong in that respect. The lack  
members of the district show that  
Frank knows her at 394 Lake St  
in 1892 and Chairman certainly  
that she knew with names the  
he left the city.

and Soldier died in June 1891.

Mrs Lottie Sweet B J & is a sister of Mrs Wemmeritt who told me that she knew Claimant in her earlier career but only came to Pineville 3 years ago so I did not think it necessary to see her. I searched the records of this city for evidence of divorce but found none. I found several parties here who knew Claimant as Mrs Knowles but they were about the same character as herself and refused to testify. After taking the testimony I sent for Claimant to come to the office to get her away from her children before confronting her with the testimony against her, but she brought her oldest daughter with her. She claimed that she could prove by her youngest daughter who was with her all the time that she had not lived with either Ayers or Knowles or his wife but her daughter said "No you can't for" she said she would have nothing to do with it. I said I would take her testimony but she did not bring her to the office but came

a few days later and made  
another statement withdrawing  
her claim.

Her own admissions are in  
my opinion sufficient to warrant  
rejection of her claim for violation  
of Act of Aug 7, 1882 and taken  
in connection with the evidence  
of others, they certainly are.

I recommend rejection

Very respectfully

Joseph Hall

Special Examiner

Hon Commissioner of Pensions  
Washington

W C.

DEPOSITION *A*Case of *Mary J. Sutton*, No. *668,624*.

On this *30* day of *September*, 1899, at *Paginaw*, county of *Paginaw* State of *Mich.*, before me, *J. C. O'Connell*, a special examiner of the Bureau of Pensions, personally appeared *Alfred S. Sutton*, who, being by me first duly sworn to answer truly all interrogatories propounded to him during this special examination of aforesaid claim for pension, deposes and says:

I am *43* years of age; my post-office address is *Dice, Paginaw Co. Mich.* lumber mill business. I am the brother of *Joseph T. Sutton* who was in the *13<sup>th</sup> N.Y. Vol. Inf.* I think in *Co. G*.

Q Where did your brother, *Joseph T. Sutton*, live after his return from the service?

A He first came back to *Sturben Co. N.Y.* My parents were living there at that time. My father's name was *William R. Sutton*. He died in *Goatfoot Co. Mich.* No, he never lived in *Cheboygan Co. Mich.*

Q Was your brother ever at *Canandaigua Lake, N.Y.*?

A I almost think he was.

Q Was he a musician?

A No sir, he could play no music at all. No, he never played music to dance with.

Q Do you know whether he was ever at a place called *Blood's Corners, N.Y.*?

A Yes, he was there that was after the war.

Q I only know that from what he told me. Was he at *Loon Lake, N.Y.*?

A Yes sir that's where we lived when he came from the army.

Q Did Joseph ever live with you after the war?

A Yes, about seven years the last seven years before he died, at *Esque, Clinton Co. Mich.* A part of the time lived with me in *Livingston Co. Mich.*

He died, the date I cannot tell now, It is as much as eight years ago. It was caused by an accidental fall from a wagon. And died in about half an hour.

He fell on his head and shoulders. I was in the wagon with him at the time he fell.

Q Did he ever live at Sandy Creek, N.Y.?

A Yes Sir, that is where I lived with him. That was, that was seven years before he died. Came from there to Mich. with me.

Q Did you ever know him to live in Painesville Ohio

A I don't think he did.

Q Was he married?

A He married Mary Semerill.

Q How do you know he married this girl?

A I saw his married Certificate.

Q When did you see his marriage Certificate?

A That was when I was a small boy.

He married after he came from the army.

I don't know the date. They were married by a Justice. I don't know his name, at Byron, Mich. but I would not swear to that.

Q How many times was he married?

A Never but once.

Q Where did he live after they were married?

A They were married on their way from N.Y. and lived at Conway, Livingston Co. Mich. and lived with my folks a few weeks for about six months. They lived in Mich. about

Alfred D. Suttles

Deponent.

Suborn to and subscribed before me this \_\_\_\_\_ day of over 189\_\_\_\_, and I certify that the contents were fully made known to deponent before signing.

DEPOSITION

*Albany J. Wilson*  
Case of *Wilson*, No. 668624

On this

day of

189-, at

county of

State of

a

special examiner of the Bureau of Prisons personally appeared

who, being by me first duly sworn to

answer truly all interrogatories propounded to him during this special

examination of aforesaid claim for pension, deposes and says:

I am

years of age; my post-office address is

A year and a half and then went back to

Thompson's, N.Y. and he continued to live with his wife

until his death;

No. 10. My wife was separated from me or from

different times. The first time she left him

fulfilled that she was away with a week

month. I could not tell her name or

when she lived then. She returned and

the lived together. The next time she began

also she left him again. I don't recollect

how that separation occurred (since she

returned) I lived with a lot and he wrote that

it was a nice lot of money. The witness

was it was some time ago. I don't

know. She left him the last time the separation

to a written bill of agreement, which was

by a lawyer. I asked the lawyer if he had or

and had it in my possession for two or

three years after the brother died about

that. I could find it now. He was to pay

the bill for a cash amount. All this

was done at - Dana Street, N.Y. Philadelphia

make no further reference on him.

Although I came with me to March, we stayed

at "Pennsylvania", N.Y. My brother stayed at

one of his churches. All the money at

Dana Street, told me the charges that it

Page 67 Deposition



was not his. said she said if there was a drop of Sutton blood in it she would cut it out with a Knife. She was then living in Townawanda with Paddy Hyde. He was the head of the house. She had little children there with her. I could not say whose children they were. My brother said they were not his children. My supposition was that herself and Paddy had actual intercourse. I think Paddy Hyde and herself separated at Cheboygan before my brother died. Those two girls came to our place - her girl. They said their mother was up at Cheboygan, with Paddy Hyde. I think these girls are now in Cleveland Ohio. I don't know where Paddy Hyde is now. I met him then at Townawanda.

Q Did you ever hear that she and Frank Knowles kept a photograph gallery?  
 A No, Sir, I don't remember him.  
 Q Where was Mary J. Sutton living when your brother died and what were her means of livelihood?  
 A I could not tell you. My brother George last fall or winter received a communication from her about her pension. The last I heard of George he was at Sunfield Mich. That was last spring. I saw him. was working on a farm. I don't know the man for whom he worked, lived a mile and a half north of Sunfield, Mich.

Alfred D. Sutter

Deponent.

Sworn to and subscribed before me this \_\_\_\_\_ day of over 189\_\_\_\_, and I certify that the contents were fully made known to deponent before signing.

Special Examiner.

DEPOSITION *A*Case of *Mary J. Sutton*, No. *668,624*.

On this

*10* day of, 189*9*, at

State of

*California*, aspecial examiner of the ~~Bureau of Pensions~~ *Department*, personally appeared*Alfred D. Sutton*, who, being by me first duly sworn to answer truly all interrogatories propounded to him during this special examination of aforesaid claim for pension, deposes and says:I am *32* years of age; my post-office address is*Q* Has she married or lived with anybody since your brother Joseph's death?*A* Not to my knowledge.*Q* Have you heard that she has been living with anybody as his wife since your brother Joseph's death?*A* No, I have never heard anybody say.*Q* Was she married before she married your brother?*A* I don't think she was.*Q* No Sir. I never saw her before she married my brother.*Q* Did your brother Joseph, marry or cohabit with any woman after the separation or while he lived with you before he died?*A* Not to my knowledge. I know he never married anybody. The time of separation between <sup>them</sup> set aside all claims by mutual agreement as husband and wife just as if they were never married. I don't know the lawyer who drew up the paper.*He lived in Santa Teresa, my brother died, seven years. He bought his house and lot off B.D. Sargent there. He can tell all about him. I have no interest.**I understand your questions and my answers are correctly recorded.**Alfred D. Sutton*

Sworn to and subscribed before me this 30 of September 1899 and I certify the contents were fully made known to deponent before signing.

Page *8*Deposition *A**J.C. Connell*  
Special Examiner

# NEIGHBORS' AFFIDAVIT.

For the testimony of EMPLOYERS OR NEAR NEIGHBORS of soldier (other than relatives), showing his present physical disability, as required under the provisions of the Act of June 27, 1890.

State of Michigan, County of Cleburn, ss.

In the matter of the application for pension of William B. Sutton <sup>father of Joseph</sup>  
A. Sutton Co. 913<sup>th</sup> Regt. New York Infantry vol. 6 Calais No 537502

ON THIS 15<sup>th</sup> day of October A. D. 1892; personally appeared before me, a

Notary Public in and for the aforesaid County, duly authorized to administer oaths

Alfred D. Sutton aged 36 years, a resident of Lafayette Township

in the County of Gratiot and State of Michigan

whose Post Office address is Bathbone Gratiot County Michigan and

aged \_\_\_\_\_ years, a resident of \_\_\_\_\_

in the County of \_\_\_\_\_ and State of \_\_\_\_\_

whose Post Office address is \_\_\_\_\_

well known to me to be respectable and entitled to credit, and who being duly sworn, declare in relation to the aforesaid

case as follows: That \_\_\_\_\_ have been well and personally acquainted with Joseph A. Sutton

for 30 years, and \_\_\_\_\_ years respectively, and that Said Joseph A. Sutton had

A gunshot wound in his right thigh near the hip that

crippled him in a very severe manner so much so that

it affected his whole nervous system and also the left leg

and he was so much crippled from said gunshot wound

that he had to use two canes and many times walk with

crutches and also many times he would appear to have but little

use of his legs and would fall down and have to be carried

into the house by some one, on the 15<sup>th</sup> day of June 1891 the time of

his death I was in the wagon with him he was sitting on the

seat of the wagon driving the horses, I noticed that he was in

a very nervous condition and he drove the team so that the

wheels of the wagon struck a stone in the highway about

five or six inches high and being in a very nervous condition

and having but little use of his legs by reason of said wounded

and crippled condition he fell out of the wagon causing his death

had he been free from his wounded crippled nervous condition in my

opinion he would not of fell out of the wagon for the reason that he

had a better chance of keeping in the wagon than I did, for the reason

that he was sitting on the seat of the wagon and I was standing up in the

wagon just behind him and I did not come any ways near falling

out and I do not believe that the falling out of the wagon as he did

would of been likely to caused his death if he had of been

free from said wounded crippled nervous condition for reason that

he was nearly helpless and unable to help him self out had he of

been free from said condition he would not of been likely to of drove or

the or of fell out of the wagon the said accident happened within

## Instructions—read carefully.

The witnesses must state:

1st. Their respective ages and occupation; the length of time they have known the soldier, and how long during that period they have employed, worked with or for him, or lived in the same neighborhood with him and how near to him.

2d. If they have employed or worked with him they should state where it was and at what business; or if they know him as neighbors only they should state about what distance from him they live; how frequently they see him and converse with him, and how intimate they are with him, and from what disease or disability he is suffering with at present, and whether at any time he is obliged to stop work by reason of his alleged disabilities. In this connection, if the witnesses have been his employers, or have worked with him or for him, they should state about what proportion of a sound, able-bodied man's work he is able to do—whether  $\frac{1}{4}$ ,  $\frac{1}{2}$ ,  $\frac{3}{4}$ , or as the case may be; what his actual earnings are, and whether or not the wages paid him are less in amount, and how much less on account of his inability to labor than is paid to others physically sound, and doing the same kind of work. They should also state how they are able to say what his disabilities are, and describe fully and clearly the symptoms as they appear to them in his case; in fact, describe his physical condition fully, and show whether or not he is suffering from a mental or physical disability of a permanent character, not the result of his own vicious habits and the extent which he is incapacitated from the performance of manual labor, or the degree he has been unable to earn a support since the filing of his claim.

thirty Rods of his Place of Residence in the Township of Eagle in the County of Clinton and state of Michigan said soldier was subject to said Prostrate nervous spells by reason of said wound, and when the nervous spells was alete he was a careful driver after the fall he was cautious to the last and he sayed at this time it was no more than he expected in his condition but he sayed his Pension was so small that he had to do more than he was able to get a living for himself and his father

I further declare that I have no interest in said case and am not concerned in its prosecution. but am a Relative

Alfred D. Suttors

[If Affiants sign by mark, two witnesses who can write sign here.]

[Signature of Affiants.]

NOTE.—The witnesses if not themselves equal to the task of drawing the affidavits, should go to some Notary Public, Justice of the Peace, or other officer or competent person, and have the blank filled out and properly executed.

STATE OF Michigan, COUNTY OF Clinton, ss:

Sworn to and subscribed before me this day by the above-named affiant, and I certify that I read said affidavit to said affiant, including the words, erased, and the words house added and acquainted him with its contents before he executed the same. I further certify that I am in nowise interested in said case, nor am I concerned in its prosecution; and that said affiant is personally known to me and that he is a credible person.

Waller St Davis  
[Official Signature.]  
Notary Public  
[Official Character.]

[L. S.]

I, Clerk of the County Court in and for aforesaid County and State, do certify that, Esq., who has signed his name to the foregoing declaration and affidavit was at the time of so doing in and for said County and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereunto is genuine.

Witness my hand and seal of office, this day of, 18

[L. S.]

Clerk of the

NOTE.—This can be executed before any officer authorized to administer oaths for general purposes. If such officer uses a seal, certificate of Clerk of Court is not necessary. If no seal is used, then such certificate must be attached.

Supplementary Evidence

NEIGHBORS' AFFIDAVIT.	
Act of June 27, 1890.	
AFFIDAVIT OF	
Alfred D. Suttors	
J. C. Walker Grant Co. Mich	
Nature of claim William Reddick Father	
of Soldier Joseph A. Dutton	
Co. G. Thirteenth	Reg't.
New York Infantry	
Vols.	
No. of Claim 537502	
Executed Oct-	
PENSION OFFICE	
Filed by	
Pension Attorney	
Abellier Michigan	
Printed and for sale by J. H. SOUTH, Washington, D. C.	

# NEIGHBORS' AFFIDAVIT.

*Supplementary Evidence.*

For the testimony of EMPLOYERS OR NEAR NEIGHBORS of soldier (other than relatives), showing his present physical disability, as required under the provisions of the Act of June 27, 1890.

State of Michigan, County of Clinton, ss.

In the matter of the application for pension of William R. Sutton Father of Joseph A. Sutton Private Co. 13<sup>th</sup> Regt. N.Y. Infantry roll claim No 587572

ON THIS 14<sup>th</sup> day of November A. D. 1892, personally appeared before me, a

Notary Public In and for the aforesaid County, duly authorized to administer oaths George H. Sutton aged 71 years, a resident of Danby

in the County of Jania and State of Michigan

whose Post Office address is Grand Ledge Eaton County State of Michigan and aged \_\_\_\_\_ years, a resident of \_\_\_\_\_

in the County of \_\_\_\_\_ and State of \_\_\_\_\_

whose Post Office address is \_\_\_\_\_

well known to me to be respectable and entitled to credit, and who being duly sworn, declare in relation to the aforesaid

case as follows: That I have been well and personally acquainted with Joseph A. Sutton for 36 years, and \_\_\_\_\_ years respectively, and that prior to said soldiers

Enlistment in the State of New York he was a healthy robust  
stout young man and free from any disabilities  
and that said soldier served in the army of the United  
States until he was discharged about the 14<sup>th</sup> of May 1863 when he  
returned in a wounded condition in the right  
thigh which appeared to affect the use of both legs to a  
great degree and removed to Michigan in 1864 his  
wound in his right thigh since his discharge has  
been growing worse it appears to affect his whole  
nervous system and at times as he grew older he  
became subject to nervous prostration so much  
so during the last two or three years that he  
had spells that he would fall down and be unable  
to stand alone or help himself and quite a number  
of times in this condition I have had to carry  
him on my back to the house and take care of  
him until he came out of these drinking spells said  
soldier was poor and his pension was small and had  
to provide for his father William R. Sutton for the last  
eight years and he was to do all the labor he could with  
his horse to make a living with his pension to get a  
living for himself and his father and these nervous spells  
came on he was prostrated and could do nothing I know  
the foregoing facts and circumstances by reason of having  
near him and being with him a great deal of this time  
I was present with a few witnesses when he met with

Instructions—read carefully.

Witnesses must state:

1. Their respective names and occupation; the length of time they have known the soldier, and how long during that period they have employed, resided with or for him, and in the same neighborhood with him and how to him.  
2. If they have employed him, they should state where it was, and at what business, they know him as, and how long they should know him; how long they see him converse with him, how intimate they are with him, and from what cause or disability he is suffering with at present, whether at any time obliged to stop work on account of his alleged disability. In this connection, if the witnesses have been his employers, they should state what proportion of a sound, able-bodied man's work he is doing—whether  $\frac{1}{2}$ ,  $\frac{3}{4}$ , or as the case may be; what his actual wages are, and whether the wages paid him are less in amount, and much less on account of his disability to labor than is paid to others of the same kind of work.  
3. They should also state they are able to say his disabilities are, describe fully and briefly the symptoms as they appear to them in his own fact, describe his actual condition fully, show whether or not suffering from a permanent physical disability, permanent character, the result of his own habits and the extent to which he is incapacitated from the performance of manual labor, or to what degree he has been able to earn a support; the filing of his



The accident of falling out of his wagon about twenty rods  
of distance of residence it was no more than I could expect  
from the condition that he was in and it is my opinion  
that it was from one of these sinking nervous spells that  
he was subject to that caused him to fall out of the wagon  
striking his nerve causing his death the result of his wound  
in his right thigh at this time he lived in Eagle Clinton County in the  
State of Michigan I further declare that I have no interest in said case and am not concerned  
in its prosecution.

Geo H Sutter

[If Affiants sign by mark, two witnesses who can write sign here.]

[Signature of Affiants.]

NOTE.—The witnesses if not themselves equal to the task of drawing the affidavits, should go to some Notary Public,  
Justice of the Peace, or other officer or competent person, and have the blank filled out and properly executed.

STATE OF Michigan, COUNTY OF Clinton, ss:

Sworn to and subscribed before me this day by the above-named affiant, and I certify that I read said affidavit to said  
affiant, including the words.....erased, and the words  
of may then when.....added  
and acquainted him with its contents before he executed the same. I further certify that I am in  
nowise interested in said case, nor am I concerned in its prosecution; and that said affiant is personally known  
to me and that he is a credible person.

Thos H Eddy

[Official Signature.]

Notary Public

[Official Character.]

[L. S.]

I.....Clerk of the County Court in and for aforesaid County  
and State, do certify that....., Esq., who has signed his name to the  
foregoing declaration and affidavit was at the time of so doing.....in and  
for said County and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and  
that his signature thereunto is genuine.

Witness my hand and seal of office, this.....day of....., 18.....

[L. S.]

Clerk of the.....

NOTE.—This can be executed before any officer authorized to administer oaths for general purposes. If such officer  
uses a seal, certificate of Clerk of Court is not necessary. If no seal is used, then such certificate must be attached.

NEIGHBORS' AFFIDAVIT.

Act of June 27, 1890.

AFFIDAVIT OF

Geo H Sutter  
Grand Judge Michigan

Nature of claim William H Sutter J. & Co.

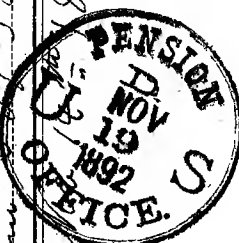
Soldier Joseph a Sutter Private

Co G 13th Reg't.

Michigan Infantry Vols.

No. of Claim 537502

Executed 11/18/92



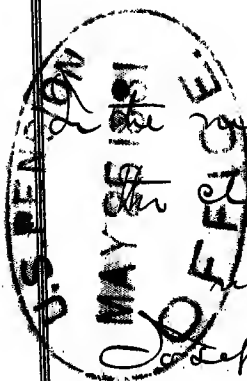
Filed by

Harry Trim  
Pension Attorney  
Clinton Michigan

Printed and for sale by J. H. SOULE, Washington, D. C.

Supplementary Evidence





in the matter of  
the claim for pension  
made by  
Joseph A. Sutton  
G. No. 13 N.Y. Vols.

No. 97,998

State of New York  
County of Oswego ss -

Joseph A. Sutton,

being sworn says he is the person  
of that name formerly a private in  
"G" Co. 13<sup>th</sup> N.Y. Vols. who now has a  
claim pending in the Pension Office of  
the Pension Department at Washington  
D.C. for a pension, and that his  
present post-office address is at  
Sandy Creek Oswego County State  
of New York -

Further deponent says he has not been  
in the military service of the marals  
vice of the United States at any time  
except as a private in Company G, of  
the 13<sup>th</sup> New York Volunteers, as stated  
in his application, from which service  
he was discharged on or about May  
14, 1863 - and that since such discharge  
he has not in any way been in the  
service of the United States -

- This affidavit is furnished in reply

See page, 10, Special Examiner Hall's 1st. report.

Observe the testimony of John P. Hyde, alias Paddy Hyde- He swears that she "took in washing any where"-took <sup>in</sup> lots of washing for him and lived with him at Painsville, Ohio, Towanawanda, N.Y. and at Cheboygan, Mich. that he advertised her in the papers at Cheboygan not to let her have any thing in his name for she went there under the name of Mrs. Hyde. The witness states that at one time the soldier <sup>sold her</sup> for a barrel of flour to his brother, Jim.

It appears that this claimant engaged considerably in the business of - "taking in washing" and by that means several children were born to her without the bonds of wedlock.

There is no question in my mind ~~that~~ the claimant was the legal wife of the soldier, but I am of the opinion that she is amenable to the provisions of the Act of Aug. 7, 1882.

I am of opinion this claim has no merit.

Further examination is recommended as to legal widowhood and for the testimony of the lawyer who drew up the articles of separation at Sandy Creek, Oswego Co. N.Y., also for the testimony of Edward Sergeant, Jacob Mantle and Amanda E. Mantle of the same place. (See B. J. p. 7)

Very respectfully,

*J. C. O'Connell,*  
Special Examiner.

No. 668,624.

Mary J. Sutton, widow of

Joseph A. Sutton, Co. G, 13, N.Y. Vol. Inf.

Basis of examination-legal widowhood, -marriage and divorce  
of claimant and soldier.

P.O. Address, No. 62, Harrison St. Cleveland,

Cuyahoga Co. Ohio.

Saginaw, Mich.

Oct. 11, 1899.

Hon. Commissioner of Pensions.

Sir:

I have the honor to return with report the papers in the above cited claim, referred to this district for the testimony of witnesses as <sup>to</sup> legal widowhood, marriage or divorce of the soldier and the claimant, which will be found herewith.

The deponent, Alfred D. Sutton, is the brother of the soldier with whom he lived the last seven years of his life. This witness corroborates the statement of the claimant as to the time and place of the marriage of the claimant to the soldier, namely, at Byron, Mich. on the way from N.Y. to his people in Mich. Witness saw their marriage certificate. The witness also saw the paper containing the articles of separation drawn up at Sandy Creek, N.Y. between the soldier and the claimant, and <sup>had</sup> the paper in his possession during two or three years after the soldier's death. According to this written agreement the soldier was to pay her a cash amount, which he did, and all obligations as husband and wife were cancelled.

Contrast this statement with that of the claimant, (See page 8, Special Examiner Hall's report No. 1)

"We had no written agreement about a separation. I never signed any paper with him except, when I was going to leave him I signed away my right of dower in the place he owned."

The claimant also states that she never lived with this man Hyde.

(Over)

# GENERAL AFFIDAVIT.

STATE OF Michigan  
COUNTY OF Cato } ss.

In the matter of the claim for Pension of Mary J. widow of  
Joseph A. Sutton (Character of Claim.) Co. G. 13. N.Y. Inf. Vols.  
(Name of Claimant, the Name and Service of Soldier.)

Personally came before me, a Notary Public in and for the  
(Justice, Notary, Judge, Clerk or Deputy Clerk.)  
County and State aforesaid George F. Sutton, whose address  
is Mulliken Mich.  
(Here write the name of the Affiant or of each Affiant, together with the Postoffice address)

person of lawful age, who, being duly sworn, declares in relation to the aforesaid claim, as follows:

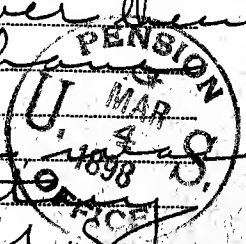
I am brother of Joseph A. Sutton, the soldier named in the aforesaid claim - My said brother was killed on June 15, 1891, by being thrown from a water tank - in Eagle township Mich.

My said brother was never married previous to his marriage with the applicant, Mary J. Sutton - of this I feel certain - I have no personal knowledge of their marriage - I know that my brother brought the applicant to our home and introduced her as his wife and we all recognized her as his lawful wife - I think they were married in Schwansee Mich. I never had any reason to question the legality of their marriage - I cannot give the date even approximately when their marriage occurred - but it must be close onto thirty years ago.

The said Joseph A. Sutton and the said Mary J. Sutton, were never divorced - Joseph told me that they had a paper drawn by a Lawyer in Sandy Creek, N.Y. to separate twelve or thirteen years ago - but they were never divorced - I feel certain that if they had ever been divorced, the facts would have come to my knowledge.

The said Joseph A. Sutton was not employed in the military or naval service of the U.S. prior to Oct. 8, 1861, or subsequent to May 14, 1863 - the respective dates of his enlistment in or discharge from Co. G. 13. N.Y. Inf. Vols. I considered this applicant Mary J.

(SEE OTHER SIDE.)



Sutton to be the lawful widow of Joseph A. Sutton, he never had but this one wife.

I further declare that I have no interest in said claim, and am not concerned in its prosecution.

If either Affiant signs by X mark, two persons who write their names MUST sign here as witnesses thereto.

1 (Name of one witness to X mark.)  
2 (Name of other witness to X mark.)

Signature of Affiant or of each Affiant.

George H. Sutton

Sworn to and Subscribed before me, this First day of March 1898 at Mulliken, in the County of Calumet State of Illinois and I hereby certify that the contents of the foregoing affidavit were fully made known and explained to the affiant before swearing thereto, including the words

(If any words have been erased in this affidavit, enter them here.)

erased and the words

(If any words have been added in place of any erased, enter them here.)

added: that the affiant is to me well known and is apparently respectable and worthy of full credit, and (Is or are.) (Is or are.)

I fully certify that I have no interest, direct or indirect, in the prosecution of this claim.

[L. S.]

Waller T. Davis

(Name of Officer before whom executed.)

Notary Public

(State whether Justice, Notary, Clerk or Deputy Clerk.)

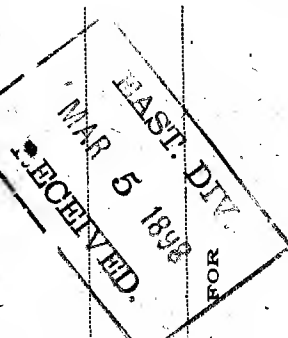
The Officer before whom this Affidavit is Executed must note in his Certificate all Erasures and Interlineations, as indicated above.

NOTE.—This paper may be executed before any officer authorized to administer oaths for general purposes. Certificate of Clerk of Court need not be attached; but will be procured when called for by the Department. In numerous instances the official character of the Notary or Magistrate is already officially known at the Department.

No.

CASE OF

Mary J. widow of Joseph A. Sutton



AFFIDAVIT OF Sutton

Killed June 15, 91, accused. He no money prior to money, exhibit de. A. Separation paper. no other service.

FILED BY

MILO B. STEVENS & CO.

SOLICITORS OF CLAIMS.

Cleveland, Ohio,

1

## EXAMINING SURGEON'S CERTIFICATE

1

IN THE CASE OF AN ORIGINAL APPLICANT.

No. of Application, 97998

State: New York County: Essex  
 Post Office: Sandy Creek, 1881

Applicant's service.

I hereby certify That I have carefully examined  
Joseph A Sutton, late a Private  
Co. G, 13th Reg't, New York Vol Inftry  
 in the service of the United States, who is an APPLICANT for an  
 invalid pension by reason of alleged disability resulting from gun shot-  
wound left thigh

Degree of disability.

In my opinion the said Joseph A Sutton  
 is 3/4 \$6.00 per month incapacitated for obtaining his subsistence  
 by manual labor from the cause above stated.

Origin.

Judging from his present condition, and from the evidence before me  
 it is my belief that the said disability did not originate in the  
 service aforesaid in the line of duty.

Probable duration.

The disability is permanent

Particular description.

A more particular description of the applicant's condition is subjoined:  
Height, 5-9; weight, 168; complexion, Light-  
age, 41; pulse, 78; respiration, 17

I find ball anterior of thigh pushed upward  
backward + anterior under arch of femur giving  
the bone then is some tenderness at point of  
exit + some loss of power in limb. I have  
 known the man for the last 8 years + he has  
 been slightly lame all the time for purpose  
 of manual labor his disability is 3/4 entitling  
 him to \$6.00 per month

Samuel J. Crockett

[8241-25 M.]

Examining Surgeon.

16



# Examining Surgeon's Certificate.

Nov. 30<sup>th</sup>, 1865.

Applicant's  
service.

I hereby certify, That I have carefully examined  
Joseph A. Sutton, late a Private  
of Co. G. 13<sup>th</sup> Regt. N.Y.A.V.  
in the service of the United States, who was discharged at  
Rochester N.Y., on the 14<sup>th</sup> day of May,  
1863 and is an applicant for an invalid pension, by reason of  
alleged disability resulting from gun shot wound

Degree of  
disability.

In my opinion the said Joseph A. Sutton  
is ( $\frac{1}{4}$ ) one fourth incapacitated for obtaining his subsistence by  
manual labor from the cause above stated.

Origin.

Judging from his present condition, and from the evidence before  
me, it is my belief that the said disability was received  
in the service aforesaid in the line of duty.

Probable  
duration.

The disability is Temporary

A more particular description of the applicant's condition is  
subjoined:

Particular  
description.

G. S. W. of Right Thigh. Musket ball enter-  
ing near Rochambeau's groin and emerging post-  
eriorly. This man walks with a slight limp,  
and complains of a numbness of the limb and  
inability to walk or labor any considerable time -  
muscles relaxed & soft

B. Hovey

Examining Surgeon.

# PHYSICIAN'S AFFIDAVIT.

TAKE NOTICE.—The affidavit should, if possible, be in the handwriting of the affiant; the marginal instructions must be carefully observed before writing out the statement. All the facts in possession of affiant as to the origin and continuance of the disability should be fully set forth, and the dates of treatment should be specifically given. If the affidavit is prepared from memoranda in possession of the physician, that fact should be stated.

State of Michigan, County of Clinton, ss:

In the Pension Claim No. 537502

William R. Sutton Father of Joseph A. Sutton Private late of  
Co. G 13th Regt. New York Infantry Volunteers  
(Company and regiment of soldier if in the army; or vessel and rank if in the navy.)

Personally came before me, Notary Public in and for the aforesaid  
County and State Henry W. Portman a citizen of aforesaid County and State  
whose Post Office address is Eagle Clinton Co. Mich.

well known to me to be reputable and entitled to credit, and who, being duly sworn, declares in relation to aforesaid case as follows:

That he is a Practicing Physician, and that he has been acquainted with said soldier for about 10 years, and that  
he has been crippled from a gunshot wound  
(Here embody all the facts known to the affiant in accordance with the marginal instructions. No erasures or interlineations will be permitted unless the magistrate certifies in his jurat that they were made before executing the paper.)  
ever since I knew him so much so that

he was unable to walk without the use  
of two canes most of the time, I know he gradually  
grew worse until his death. being scarcely  
able to get in and out of a wagon or buggy. I have  
often prepared and sold him medicines and filled many  
prescriptions for him, and I consider his death due to  
his weak nervous and debilitated condition which in  
my opinion resulted from his gunshot wound in his  
right thigh affecting his nervous system so much so  
that it nearly destroyed the use of both legs causing  
him to have to use two canes or crutches to enable  
him to get around and by spells he was unable to  
use them and was confined to the house on account  
of his weak nervous and debilitated condition resulting  
from said gunshot wound

**Notes.**  
The Physician should show the following facts:  
1st. Whether or not he knew the soldier prior to enlistment; the date of time he has known him; how intimately and what opportunities he has had of observing his physical condition, whether as his family physician or as a neighbor; and how near he has lived to him. If he knew that the soldier was a sound man at enlistment, he should so state, adding, if true, that had he been unduly sound, he would have known it.  
2d. If he treated the claimant while in the service either as his regimental surgeon or while claimant was home on furlough, that fact should be stated. The claimant's physical condition at such times should be clearly shown, as well as the nature of his disability and dates of treatment.  
3d. If he has treated soldier since discharge, he should so state, giving the date of his first treatment; what his physical condition was at the time, with complete diagnosis of the disability; the period during which he treated him; should be stated, with dates as near as possible, of the prescriptions.  
4th. The extent or degree to which claimant has been unable to perform manual labor during each year from discharge to the present time.



*Physician's Oath*

MEDICAL EVIDENCE

AFFIDAVIT OF

*Henry W. Patton*

*W. E. & C. E. Black*

CLAIM OF

*William H. Patton, Acting Justice*

*As Justice of the Peace for the County of*

*No. of Claim 537502*

for

*James Patton*

*as Justice of the Peace*

*in the County of*

*Clark*



Filed by

*James Patton*

*Residence of Attorney*

*at the residence of*

Printed and for sale by J. H. SOUTHER, Washington, D. C.

NOTE - This can be executed before any officer authorized to administer oaths for general purposes. If such officer uses a seal, certificate of Clerk of Court is not necessary. If no seal is used, then such certificate must be attached.

[T. S.]

Clerk of the

Witness my hand and seal of office, this

day of

18

that his signature thereto is genuine.

for said County and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and foregoing declaration and affidavit was at the time of so doing

and State, do certify that

Esq., who has signed his name to the

Clerk of the County Court in and for aforesaid County

[T. S.]

(Official Character)

(Official Signature)

prosecution of this claim.

added, and that I have no interest, direct or indirect, in the

erased, and the words

contents of the above declaration, &c., were fully made known to him before swearing, including the words and I hereby certify that the affiant is a practicing physician in good professional standing, that the

sworn to and subscribed before me this

*Seventh day of November*

A. D. 1892

(Affiant's signature. Give rank and service, if in the army.)

*Henry W. Patton*

interest, either direct or indirect, in the prosecution of this claim.

He further declares that he has been a practitioner of medicine for

*2*

years, and that he has no

# PHYSICIAN'S AFFIDAVIT.

TAKE NOTICE.—The affidavit should, if possible, be in the handwriting of the affiant; the marginal instructions must be carefully observed before writing out the statement. All the facts in possession of affiant as to the origin and continuance of the disability should be fully set forth, and the dates of treatment should be specifically given. If the affidavit is prepared from memoranda in possession of the physician, that fact should be stated.

State of Michigan, County of Clinton, ss:

In the Pension Claim No. 537502

of William B. Sutton Father of Joseph A. Sutton late of  
Co. B 13<sup>th</sup> Regiment New York Infantry Volunteers  
(Company and regiment of service, if in the army; or vessel and rank if in the navy.)

Personally came before me, a Notary Public in and for the aforesaid  
County and State H. N. Swaney M.D. a citizen of aforesaid County and State  
whose Post Office address is Eagle Clinton County Michigan  
well known to me to be reputable and entitled to credit, and who, being duly sworn, declares in relation to aforesaid case  
as follows:

That he is a Practicing Physician, and that he has been acquainted with said soldier for about Three years, and that  
He has treated said Joseph A. Sutton several times for  
(Here embody all the facts known to the affiant in accordance with the marginal instructions. No erasures or interlineations will be permitted unless the magistrate certifies in his jurat that they were made before executing the paper.)  
different ailments. When I first knew said J. A. Sutton  
in 1888 he was able to walk quite well with the  
aid of a cane, but before he died he was scarcely  
able to walk with crutches. He still persisted  
in driving the team. When from his wounds and  
nervous condition he was totally incapacitated.  
I think from what I can learn of the way he  
met his death that it was from shock to the  
Nervous System there were no Bruises to account  
for his death, and I think that were he in possession  
of the use of his limbs at the time of the accident  
that this man would have come out unhurt he  
was very nervous at times suffering from Indomnia  
constipation and an increasing weakness of the  
lower limbs and at times was unable to walk  
at all

## NOTES.

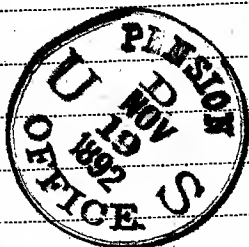
The Physician's Affidavit must show the following facts:

1st. Whether or not he knew the soldier prior to enlistment; the length of time he has known him; how intimately and what opportunities he has had of observing his physical condition; whether as his family physician or as a neighbor; and how near he has lived to him. If he knew that the soldier was a sound man at enlistment, he should so state, adding, if true, that had he been unsound, he would have known it.

2d. If he treated claimant while in the service either as his regimental surgeon or while claimant was home on furlough, that fact should be stated. The claimant's physical condition at such times should be clearly shown, as well as the nature of his disability and dates of treatment.

3d. If he has treated soldier since discharge he should so state, giving the date of his first treatment; what his physical condition was at the time, with complete diagnosis of the disability; the period during which he treated him should be stated, with dates as near as possible, of the prescriptions.

4th. The extent or degree to which claimant has been unable to perform manual labor during each year from discharge to the present time.



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He further declares that he has been a practitioner of medicine for Seven years, and that he has no interest, either direct or indirect, in the prosecution of this claim.

H. N. Swaney M.D.  
(Affiant's Signature. Give rank and service, if in the army)

Sworn to and subscribed before me this Seventh day of November A. D. 1892

and I hereby certify that the affiant is a practicing physician in good professional standing; that the contents of the above declaration, &c., were fully made known to him before swearing, including the words

H. N. Swaney erased, and the words Robert W. David

added; and that I have no interest, direct or indirect, in the prosecution of this claim.

Robert W. David  
(Official Signature.)  
Notary Public  
(Official Character.)

[L. S.]

I, \_\_\_\_\_ Clerk of the County Court in and for aforesaid County and State, do certify that \_\_\_\_\_, Esq., who has signed his name to the foregoing declaration and affidavit was at the time of so doing \_\_\_\_\_ in and for said County and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereunto is genuine.

Witness my hand and seal of office, this \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_.

[L. S.]

Clerk of the \_\_\_\_\_

NOTE.—This can be executed before any officer authorized to administer oaths for general purposes. If such officer uses a seal, certificate of Clerk of Court is not necessary. If no seal is used, then such certificate must be attached.

MEDICAL EVIDENCE.

AFFIDAVIT OF

H. N. Swaney M.D.

W. Eagle Clinton Co. Mich

CLAIM OF

William R. Sullivan Father of

Joseph A. Sullivan Co. 4 15 Reg. 14

Inf. 100

for

Father Pension

Executed 10/11/92



Filed by

Herry Grim

Pension Attorney

Abelliken Michigan

Printed and for sale by J. H. SOULS, Washington, D. C.

*Supplementary Evidence*

# Surgeons Affidavit of

## PROOF OF DISABILITY.

State of Michigan

County of Calhoun } SS.

In the matter of the Pension ~~claim~~ No. 197977 of Joseph A Sutton

late Priv Co. G of the 13 Reg't N.Y. Vol. Inf.

Personally came before me, a Justice of the Peace in and for the  
County and State aforesaid Herbert H. Swaney

person of lawful age, who being duly sworn, declare in relation to the aforesaid claim as follows:

I have Examined Joseph A Sutton and find him suffering from the effects of a bullet wound, recd in a Skirmish in front of Yorktown. There is Evidence of a fracture at upper Third Femur. Considerable shortening of the limb. Some wasting of muscles of leg. Some adhesions in hip joint preventing free action of joint. He complains of continual Pain in hip, and Pains streaking down the leg. Rheumatic Pains in different parts of body. Some palpitation of heart. Both his limbs are very much bowed and he uses two canes to enable him to walk around. is not capable of doing any work to speak of.

I further declare that I have no interest in said claim, and am not concerned in its prosecution.

1. Silas Compton  
Name of one witness to x mark.

2. R. W. Dwyer  
Name of other witness to x mark.

H. H. Swaney Jr. D.



**WAR DEPARTMENT,**  
**Surgeon General's Office,**  
**RECORD AND PENSION DIVISION,**

Washington, D. C., July 31, 1872

[TRANSCRIPT FROM RECORDS.]

It appears from the records filed in this Office, that Joseph - Sutton  
Reg't Co. G, 13 Reg't N.Y. Vol.  
 was admitted to Mill Creek Gen Hospital, Fort Monroe Va.  
Aug. 3, 1862, from \_\_\_\_\_ for treatment for  
Chronic Diarrhoea, and was returned to duty  
Nov. 28 '62. Entered Gen Hosp Fort Wood  
N.Y.H. Aug. 7 '62 with Gun shot wound,  
no disposition given. Entered Gen Camp near  
Alexa Va. July 23 '63 with Rheumatism, and was  
sent to Gen Hosp. Feb. 24 '63. Entered Lincoln  
G.H. Washington D.C. Feb. 24 '63 (as Joseph A Sutton)  
with Ascites, and was sent to Gen Hosp. April 14  
63. Entered 24 rd South St G.H. Phila. Pa. April  
15 '63 with Ascites, and was sent to G.H. May 6 '63.  
Entered Gen Hosp. 16 th Lilket Dto. Phila. Pa. May 6 '63  
with no diagnosis given. and was returned to duty  
May 14 '63. The records of Hospitals in Georgetown D.C.  
 or Yt. M.D. Dept. of Washington D.C. prior to Aug 3 '62  
 furnish no evidence in this case, nor do the  
 records of 24 th South Dto Phila. or M.D. Dept. of  
Susquehanna prior to April 15 '63. There are  
 no records of Park Bk. N.Y. City on file in this  
 office prior to Jan 1864. The records of the  
Reg't are not on file in this office.

By order of the Surgeon General:

J. Woodward  
 Brev. Lieut. Col. and Asst. Surgeon, U. S. Army.  
 (99)

Vol. 31  
 No. 1652

(NOTE.—This certificate should not be detached from the accompanying papers. If additional information is desired relative to the case, this paper should accompany the application therefor.)

(No. 6.)

**Department of the Interior,**

**PENSION OFFICE,**

*March 27, 1872.*

*Sir:*

*In the case of Joseph A Sutton, No. 97998, late  
a Priv., Co. G, 13. Regiment of N.Y. Vols  
it is respectfully requested that you furnish this Office whatever evidence  
the records of your Office may afford as to the disease or injury for  
which the applicant was treated while in G. M. Georgetown D.C.  
in May or June '62 then in Park Barracks Mass  
N.Y. then in G. M. South 24 St. Phoenix  
Discharged May 14/63.*

*He alleges his treatment was subsequent to  
186 for G. M. right thigh*

*Please return this circular with your report.*

*Respectfully, yours,*

*J. M. Baker*

Commissioner

*Surgeon General W. S. A.,*

*Present.*

*Room No. 33*

*A. G.*

( CIRCULAR No. 7. )

Department of the Interior,

PENSION OFFICE,

Jan 16, 1866.

Sir:

Sir:

In the case of Joseph A. Sutton, late  
Pvt., Co. G, 13<sup>th</sup> Regiment N. Y. V.  
it is respectfully requested that you furnish this Office whatever evidence  
the rolls of said Regiment may afford as to the applicant's service  
and disability. He alleges that he was wounded at the battle of  
on the 2<sup>d</sup> day of May, 62,  
and was discharged on the 14<sup>th</sup> day of May 1863.

Respectfully, yours,

Please state cause of discharge. Joseph M. Barrett

*Commissioner.*

*Adjutant General, U. S. A.*

Washington, D. C.

62 R. P.

State of New York, }  
 County of Saratoga } ss.

On this Twenty-fourth day of November 1865,  
 before the undersigned, a Notary duly authorized by law to administer  
 oaths, within and for said County, personally appeared Frank J. Murdock  
 and Jacob J. Gilder residents of said County, who being duly sworn  
 depose and say, that they are well acquainted with Joseph A. Sutton  
 late a private in Company D  
 of the 13<sup>th</sup> Regiment of New York volunteers in the service of the  
 United States, in the War of 1861, who is now making application for a pension  
from the United States by reason of wounds re-  
ceived while in their service. That the personal  
 habits of said applicant since his discharge  
 are regular and temperate and that his  
 occupation since his discharge so far as he  
 has been able to engage in any labor, has  
 been that of a farm laborer and teamster.

And they swear that they have no interest in the prosecution of this claim.

Frank J. Murdock  
Jacob J. Gilder

SUBSCRIBED AND SWORN before me, the day and year first above mentioned, and I hereby certify,  
 that Frank J. Murdock and Jacob J. Gilder are  
 credible witnesses, and that I have no interest, direct or indirect, in the prosecution of this claim.

W. B. Kilwell  
 Notary Public

Official proof of  
 Notary's official character  
 on file —

State of New York  
Livingston County ss

Ralph J. Wood of North Dansville in said County being duly sworn says that he was formerly a Captain in the 13<sup>th</sup> New York Volunteers and commanded Company G. in said regiment that Joseph H. Sutton was a private in said company - that on or about the 2<sup>nd</sup> of May 1862 while the regiment was lying before Forttown Va. said Sutton was detailed upon picket duty and in pursuance of said detail joined a picket or working party under command of Capt. George Hyland of said regiment on the night of the second of May aforesaid - that while so upon duty said Sutton received a wound in the hip or thigh from a rifle ball fired at the party by ~~the enemy~~ in the works at Forttown aforesaid

Further that this deponent has no interest in the claim for pension made

State of New York,  
Monroe County Clerk's Office,  
ROCHESTER.

I, George H. Barry, Clerk of the County of Monroe, of the County Court of said County, and of the Supreme Court, both being Courts of Record, having a common seal, do certify, that

*Edman W. May Jr*  
Esq., was, at the date of the Certificate of proof or acknowledgment of the annexed instrument in writing, a Commissioner, in and for said County, duly authorized to take the same; that I am well acquainted with his hand-writing, and verily believe that the signature to said Certificate is genuine, and that the annexed instrument is executed and acknowledged according to the Laws of this State.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the seal of said County and Courts, this *29th* day of *May*

A. D. 186

*Geo H Barry*  
Clerk.

This is to certify that we the undersigned are well acquainted with Joseph Sutton and know that he is entirely unable to do manual labor having to walk with two canes and getting around with great difficulty. We know him to be poor and much in need of financial assistance. We believe and understand that his lameness is the result of a severe hip wound received while in the service of the civil war.

Oct. 17, 1890, Names

Loyal White

Henry W. Parrott

R. W. David

J. R. Compton

H. L. Briggs

B. E. Shyler

Occupation

Attorney

Postmaster

Justice of the Peace



# DECLARATION FOR THE INCREASE OF AN INVALID PENSION

State of Michigan, County of EATON, ss.:

On this 9TH day of MAY, A. D. one thousand eight hundred and eighty NINETY, personally appeared before me, the undersigned, duly authorized to administer oaths within and for the County and State aforesaid, JOSEPH A. SUTTON aged 50 years, who, being duly sworn according to law, declares that he is a pensioner of the United States, duly enrolled at the rate of 12 dollars per month, under Pension Certificate No. 197977 by reason of disability resulting from GUN SHOT WOUND OF RIGHT THIGH

Pension Certificate No. ....

incurred in the service of the United States while serving as a PRIVATE in Company G of the THIRTIETH Regiment of NEW YORK Volunteers. That he believes himself entitled to an increase of pension for disability above stated, and hereby makes application therefor, on account of an increased disability, and his rate, above named, being unjustly and unreasonably low and disproportionate to the rate drawn by other pensioners for similar or equivalent disabilities.

THAT HIS LAMENESS IS GROWING WORSE & WORSE AND THAT HE IS NOW UNABLE TO GET AROUND SO AS TO PERFORM MANUAL LABOR. THAT HE IS COMPELLED TO WALK WITH A CANE ALL THE TIME; AND MUCH OF THE TIME HE IS COMPELLED TO USE TWO. HE FURTHER ASKS THAT HE MAY HAVE A RE-RATING FROM JANUARY 1889. THAT HIS FORMER RATING WAS NOT IN ACCORDANCE WITH HIS DISABILITY.

That he hereby appoints, with full power of substitution and revocation, H. J. PATTERSON, of Wacousta, Clinton county, Michigan, his true and lawful attorney, to prosecute his claim.

His postoffice address is Eagle County of Clinton  
State of Michigan

Leroy Jones  
Andrew J. Ewell  
(Two persons who can write sign here.)

Joseph A. Sutton  
(Signature of Claimant.)

Also, personally appeared Leroy Jones, residing at Grand Ledge, and Andrew J. Ewell residing at Eagle Clinton County; persons whom I certify to be respectable and entitled to credit, who, being by me duly sworn, say that they were present and saw Joseph A. Sutton, the claimant, sign his name (or make his mark), to the foregoing declaration; that they have every reason to believe, from the appearance of said claimant and their acquaintance with him, that he is the identical person he represents himself to be; and that they have no interest in the prosecution of this claim.

Leroy Jones  
Andrew J. Ewell  
(Signatures of witnesses.)

See Instructions at the Bottom.

## FOR INCREASE OF INVALID PENSION.

STATE OF Michigan  
COUNTY OF Shiawassee SS. }

On this 19th day of October A. D. 1885 personally appeared before me Thomas A. Lawrie the same being a Notary Public Court of Record, in the County and State aforesaid. Joseph A. Sutton aged 42 years, a resident of the County of Shiawassee State of Michigan who being duly sworn, according to law, deposes as follows, to wit:

I am a pensioner of the United States, duly enrolled at the Syracuse N.Y. pension Agency, at the rate of 6 Dollars per month, by reason of disability incurred in the military service of the United States while a member of Company G 13th Reg't of N.Y. Vols., and my present physical condition is such that I believe I am entitled to receive an increase pension. I am now disabled in the following manner, to wit:

Wound in right thigh

IT IS WITH FULL POWER OF SUBSTITUTION THAT I HEREBY APPOINT J. B. CRALLE, OF WASHINGTON, D. C., my true and lawful Attorney to prosecute my claim. My post-office address is Poolerville County of Shiawassee State of Michigan and the number of my certificate is 197977

Attest  
two  
witnesses.

P. Booth  
Henry Haigler Joseph A. Sutton  
[Claimant's Signature.]

Also, personally appeared P. Booth residing at Conway Livingston Co and Henry Haigler residing at Conway Livingston Co persons whom I certify to be respectable and entitled to credit, and who being duly sworn say they were present and saw Joseph A. Sutton the claimant, sign his name (or make his mark) to the foregoing declaration, and that they have every reason to believe from the appearance of said Claimant, and from their acquaintance with him, that he is the identical person he represents himself to be, and they have no interest, direct or indirect in the prosecution of this claim.

Signature  
of  
witnesses.

P. Booth  
Henry Haigler

NOTE.—This declaration may be made before a Notary or Justice, provided that the Certificate of Clerk of Court is attached, showing the official capacity of said Notary or Justice.

# DECLARATION FOR THE INCREASE OF AN INVALID PENSION.

TAKE NOTICE.—If this declaration is executed before a Justice of the Peace or a Notary Public, the certificate of the CLERK OF THE COURT, as to the official character and genuineness of the signature of such officer must be attached. Neglect to comply with this requirement will cause trouble and DELAY.

STATE OF Michigan  
COUNTY OF Livingston } ss.

ON THIS 26<sup>th</sup> day of December A. D. one thousand eight hundred and eighty three

personally appeared before me, a Notary Public within and for the County and State

aforesaid, Joseph A. Sutton aged 43 years a resident of

Conway County of Livingston State of

Michigan, who, being duly sworn according to law, declares that he is a pensioner of the

United States, enrolled at the Syracuse N.Y. Pension Agency at the rate of Six

dollars per month, Certificate No. 197,977, by reason of disability from gun shot

wound of the right thigh (Here name the disability for which pension was granted.)

incurred in the Military service of the United States, while serving as a Private in

Co "G" of the 13<sup>th</sup> Regiment of New York Vol Inf (Here state rank, company, and regiment, if in the army; vessel

If in the Navy.)

That he believes himself to be entitled to an increase of pension on account of an increase of the

disability for which he was originally pensioned.

(Here state the reasons for applying for increase. If on account of increase in the disability for which already pensioned, that should be de-

scribed. If on account of disability for which not pensioned, the location of the wound or injury, the name of the disease, and the time, place

disabled by reason of said wound until he is

entirely precluded from the performance of

almost all branches of farm labor, & obliged

to seek other employment to earn a livelihood.

That he suffers continuous pain therefrom,

and extreme pain from the use of his

right limb.

M. L. Gay that he hereby appoints with full power of substitution and revocation

of Howell Mich

his true and lawful attorneys, to prosecute his claim

If his Post Office address is Howell Mich

State of Michigan

Hugh Laughlin Joseph A. Sutton [Signature of Claimant.]

Treat J. Schoder [Two witnesses who can write sign here.]

Index Sheet, Claim No. Surv. Conf. No. 197997Joseph A. Sutton,

Service,

Co. G, 13<sup>th</sup> N. Y. Vol. Inf.

6-113

NO.	NAME AND P. O. ADDRESS.	DATE OF FILING.	SUBJECT.
		<u>Abstract Brief</u>	<u>Genl. law</u>
2	<u>Soldier</u> <u>Mayland, N. Y.</u> <u>Eagle, Mich.</u>	<u>Dec 14. 65</u>	<u>Declaration - J. S. M. H. thigh</u> <u>Hospital</u>
3	"	<u>Dec 31. 83</u>	<u>Increase on original</u>
<del>4</del>	"	<u>Nov 5. 85</u>	<u>Increase, original</u>
1. xx	"	<u>May 24. 90</u>	<u>Increase, original</u>
<del>2. 5</del>	"	<u>May 25. 81</u>	<u>P. O. - No other service.</u>
6. 6 6. 6. 6	<u>Wm. Deft</u>	<u>Nov 19. 92</u> <u>1866</u> <u>87</u> <u>1872</u>	<u>Service, dischrg. record.</u>
7.	<u>Frank J. Mundock</u> <u>James J. Gilder</u> <u>Livingston Co. N. Y.</u>	<u>Nov. 65</u>	<u>Habits good, a Laborer.</u>
8	<u>Capt. Ralph J. Wood.</u> <u>North Danville, Ky</u>	<u>Dec 14. 65</u>	<u>Original wound hip or thigh</u>
9	<u>Loyal W. Hall</u> <u>Henry W. Paschall</u> <u>R. H. Warrad</u> <u>L. B. Compton</u> <u>H. E. Phipp</u> <u>E. C. Snyder</u>	<u>Oct 21 1890</u>	<u>Degres. result of wound hip</u>
10	<u>Geo. H. Sutton</u> <u>Grand Ledge, Mich.</u>	<u>Nov 19. 92</u>	<u>(Filed in Father's Claim)</u> <u>Wound at return</u> <u>H. thigh, affected both legs.</u> <u>He moved to Michigan 1864.</u> <u>Continuance, nervous prostration</u> <u>would fall down. Fell out of</u> <u>Wagon near house from his spells,</u> <u>caused death</u>
11	<u>Alfred W. Sutton</u> <u>Rathbone, Mich.</u>		<u>Wound, nervous, used 2 canes.</u> <u>lost use legs, would fall often. He with</u> <u>him Jan 15. 1891, in his wagon, nervous</u> <u>fell off, causing death</u> <u>Was subject to nervous spells.</u>

Service,

[illegible]



197977

ORIGINAL INVALID PENSION.

*Syracuse*

Claimant, *Joseph A. Sutton*  
P. O., *Sandy Creek* Rank, *Private*  
County, *Oswego* Company, *G*  
State, *N.Y.* Regiment, *13 N.Y. Vols.*  
Attorney, *Ralph T. Wood.* *New York N.Y.*  
Fee, \$ *10<sup>00</sup>* Agent to pay.  
Rate, \$ *61* per month, commencing *May 15/63.*

Disabled by *gun shot wound of right thigh*  
Submitted *July 22*, 1881, by *Ed H. Gleason*, Examiner.

Approved for *G. S. wound of right thigh*  
Approved for *G. S. wound of right thigh*

*Nov. 14, 1881. Lenton*, Reviewer. *Nov. 16, 1881, J. M. Rawlin*, Med. Referee.

Enlisted *Oct. 8*, 1861. service from  
Mustered *May 14*, 1863. 18, to *May 14*, 1863, in  
Discharged *May 14*, 1863.  
Declaration filed *Dec 14*, 1865. Not in military or naval service since *May*  
Last material evidence filed *May 14*, 1863, when discharged.

BASIS OF CLAIM.

Alleges in declaration filed *Dec 14/65.*  
*Wounded in right thigh at Yorktown Va. May 2/62.*

Statement of Dr Crockett that wound is of left thigh is an apparent clerical as allegations and certificate of 2d Surg in 1865 show right thigh



E.

3-562.

ACCRUED PENSION.

Act of March 2, 1895.

Eastern Division.

Certificate No. 197,977 Last issue April 8, 1886

Pensioner, Joseph A. Sutton Act General law

Date of death, June 15, 1891

Claimant, Mary J. Sutton, Widow

62 Munisoff St.  
No 62 Thomson St

Cleveland,

Cuyahoga Co., Ohio

Certificate not filed.

Voucher not filed.

Submitted for admission June 8, 1891  
" " Council May 2, 1900

Gold Examiner.  
C. F. Mason

BOARD OF REVIEW.

Approved for Admission

Pay to widow at above

Reviewer, May 24, 1900, 189  
Shad Loach RR 22

CERTIFICATE DIVISION.

Accrued Pension Certificate and Order { Issued May 24, 1900, 189  
Mailed " 28, " 189

Payable to Widow

Original certificate and voucher

Widow mites.

# Increase INVALID PENSION.

Ct. 197.977

Claimant, Joseph A. Sutton deceased,

Mary J. Sutton Widow

P.O., of 62 Thompson St. Cleveland

Rank, Private

County, Cuyahoga

Company, "G."

State, Ohio

Regiment, 13<sup>th</sup> New York Vol. Inf.

Rate, \$ \_\_\_\_\_ per month, commencing \_\_\_\_\_

Disabled by \_\_\_\_\_

RECOGNIZED ATTORNEY:

Name, H. J. Patterson

Fee \$ 10, Agent \_\_\_\_\_ to pay.

P.O., Hacousta, Mich.

Articles filed 20, 18 \_\_\_\_\_

REJECTED  
JUN 7 1900

APPROVALS:

Approved for G. S. W. of right thigh

Approved for Gunsight wound

Pension to end June 15

of right thigh

1891, date of holder's death.

from April 3, 1891

payable to widow named

above

above

Mr. increase

Sub 18, 1898, F. M. M. Legal Reviewer.

May 17, 1890, J. J. Rank, Medical Referee.

Enlisted October 8, 1861

Discharged May 14, 1863

Last paid to \_\_\_\_\_, at \$ 12.00

Pensioned from May 15, 1863

at \$ 6., for G. S. W. right thigh

and from March 10, 1886

at \$ 12., for original.

Original declaration filed December 14, 1865

alleged G. S. W. right thigh

Declaration filed Dec. 31, 1883

alleged Increase on original

Declaration filed November 5, 1885

alleged Increase, original.

Arrears allowed from May 15, 1863, to \_\_\_\_\_, 18 \_\_\_\_\_, at \$ \_\_\_\_\_

PRESENT CLAIM.

Declaration filed May 24, 1890, alleged Increase on original.

Died June 15, 1891.

Widow No. 668, 624, Act.

Father No. 537, 502, Reg.

# Increase INVALID PENSION.

Claimant Joseph A. Sutton

P.O., Eagle Rank, Private  
 County, Clinton Company, G  
 State, Mich Regiment, 13 N.Y. Vol. Inf.

Rate, \$ \_\_\_\_\_ per month, commencing \_\_\_\_\_

Disabled by Grow. rt. thigh.

## RECOGNIZED ATTORNEY:

Name, H. J. Patterson Fee \$ 10, Agent \_\_\_\_\_ to pay.  
 P.O., Wacousta, Mich. Articles filed \_\_\_\_\_, 18 \_\_\_\_\_

## APPROVALS:

Submitted for Feb. 18, 1891. Cleaves Examiner.  
 Approved for grow rt. thigh Approved for Grow rt. thigh

Arch 5, 1891, Med R. Legal Reviewer.

Mar 27, 1891, Medical Referee.

Discharged May 14, 1863. Last paid to \_\_\_\_\_, at \$ 12  
 Pensioned from May 15, 1863, at \$ 6, for grow right thigh.

Original declaration filed Dec. 14, 1865; alleged grow rt. thigh.

Dec. reg. June 17, 1884, and  
March 31, 1886  
Dec. to \$12 from March 1886.

Arrears allowed from \_\_\_\_\_, 18 \_\_\_\_\_, to \_\_\_\_\_, 18 \_\_\_\_\_, at \$ \_\_\_\_\_

## PRESENT CLAIM.

Declaration filed May 24, 1890. alleges original

Clinton, Mich.

Mo M. C.

clerk - makes

Claims

due by June 17, 1886

for above

Pensioned May 23, 1886, from May 15, 1863 at \$6 per month

Increase application filed May 5, 1886

Original application filed May 14, 1863

Discharged May 14, 1863

Certificate surrendered

Last paid at \$6 to

18

18

Med. Referee.

John Campbell

March 29, 1886 Reviewer.

March 31, 1886

Approved for full rate of pay as of right, 1918 from March 10, 1886. It is now recommended.

Submitted

Disabled by

you are, though

Examiner.

T.M.

March 10, 1886

per month, commencing

Rate, \$

Attorney.

State,

County,

P. O.,

Claimant,

John A. Patton

Rank,

Company,

Regiment,

City

gro. hall,

Michigan

Franklin

Franklin

INVALID PENSION.

1919 9 17  
Approved

Archibald



REJECTED  
 JUN 28 1884

# Increase INVALID PENSION.

**Claimant,** Joseph A. Sutton  
**P. O.,** Fowlerville  
**County,** Livingston  
**State,** Mich  
**Rank,** Priv  
**Company,** Co  
**Regiment,** 13<sup>th</sup> H. G. Vols  
**Attorney,** M. S. Gay. Howell. Mich  
**Fee, \$**  
**Rate, \$** per month, commencing

**Disabled by** L. S. W right thigh  
**Submitted** May 28<sup>th</sup>, 1884 by Sealock  
**Examiner.**

**Approved for**

L. S. W of right thigh

**Approved for**

No increase

June 16<sup>th</sup> 1884. W. K. Kuma Reviewer. June 17<sup>th</sup> 1884. J. E. S.  
 Med. Referee.

**Discharged**

May 14<sup>th</sup>, 1863

~~Certificate surrendered~~

, 18

**Original application filed**

Dec 14<sup>th</sup>, 1865

**Last paid at \$** 6 , to

, 18

**Increase application filed**

Dec 31<sup>st</sup>, 1883

**Pensioned**

, 18 ; from

May 15<sup>th</sup>, 1863 at \$ 6 per month

**for** L. S. W of right thigh

**Claims**

Same



*These special instructions are forwarded for your information, and when the claimant reports you will read them carefully before making an examination, and return them with your certificate.*

*Very respectfully,*

**THOMAS D. INGRAM,**

*Medical Referee.*

*Dr.* \_\_\_\_\_

6-236

3204 b-50 m

[OVER.]

Department of the Interior,  
BUREAU OF PENSIONS,

, 18

Nature of Claim

No.

Soldier:

Service:

It is desired in this case that the examination be made with special reference to—

The wound extending from the  
groin to the knee  
of the injured limb.

Examine and describe condition  
of the left sciatic nerve  
and the entire left leg.

Are there any evidences of  
inflammation in the joints or  
tendons of either leg? or other  
parts of the body?

Strip the garments and describe  
fully and carefully each disability.  
Find whether there is wound  
or not. In your examination  
be especially careful to the  
requirements of paragraphs 5, 6, 8,  
11, 62, 63 and 94 of your instructions  
of 1890 and note and describe  
carefully. Locate accurately and  
carefully the disfigurement.

W. D. Ingram

EXAMINER DETACH THIS SLIP FROM THE "ORDER" AND RETURN  
TO THE BUREAU OF PENSIONS.

*These special instructions are forwarded for your information, and when the assistant reports you will read them carefully before making an examination, and return them with your certificate.*

*Very respectfully,*

**THOMAS D. INGRAM,**

*Medical Director.*

*Dr.* \_\_\_\_\_

6-236

3204 b-50 m

Department of the Interior

BUREAU OF PENSIONS

March 18, 1891

Nature of Case

No.

Soldier

Service

It is desired in this case that the examination be made with special reference to the question of the genuineness of the pension certificate and whether or not the same is a forgery or any other kind of a fraud.

This pension is asked by one person and for a thorough examination for the purpose of determining accurately the value of the service and whether or not the same is a forgery or any other kind of a fraud. It is requested that the examination be made with special reference to the question of the genuineness of the pension certificate and whether or not the same is a forgery or any other kind of a fraud. The value of the service is to be determined and whether or not the same is a forgery or any other kind of a fraud. It is requested that the examination be made with special reference to the question of the genuineness of the pension certificate and whether or not the same is a forgery or any other kind of a fraud.



# GENERAL AFFIDAVIT.

STATE OF Ohio

COUNTY OF Lake

ss.

In the matter of the claim for

Funeral of the widow of Joseph A. Sutton, les. y. 13. N. Y. Inf. Vols.

(Character of Claim.)

(Name of Claimant, the Name and Service of Soldier.)

Personally came before me, a

Notary Public

(Justice, Notary, Judge, Clerk or Deputy Clerk.)

in and for the

County and State aforesaid:

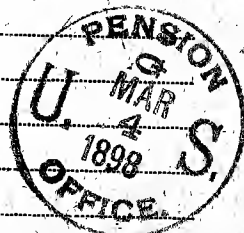
Mrs. Lottie Sweet, whose P.O. address is  
Camusville, Lake les. Ohio.

(Here write the name of the Affiant or of each Affiant, together with the Postoffice address.)

person of lawful age, who, being duly sworn, declares in relation to the aforesaid claim, as follows:

I have been personally acquainted with Mary J. Sutton, since the year 1857 - Her maiden name was Mary J. Dement. I know of her marriage to Joseph A. Sutton, which occurred some thirty years ago - when the applicant was quite a young girl - She was never married previous to her marriage with said Joseph A. Sutton - Neither was she ever divorced from the said Joseph A. Sutton - While it is true that the parties did not live together for some years previous to the death of said Joseph A. Sutton, I feel certain that the fact of a divorce would have become known to me, by reason of my intimate acquaintance with the applicant; in like manner should I have learned the fact had the applicant ever been married previous to her marriage with said Joseph A. Sutton. I further declare that the said Mary J. Sutton, has not remained since the death of said Joseph A. Sutton, and I believe her to be the lawful widow of said soldier. I make these statements from personal knowledge - I further declare that I have no interest in this case and am not concerned in its prosecution.

Mrs. Lottie Sweet





\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_ further declare that \_\_\_\_\_ no interest in said claim, and \_\_\_\_\_ not  
d in its prosecution.

If either Affiant signs by X mark, two persons who write their names MUST sign here as witnesses thereto.

1	_____	Signature of Affiant or of each Affiant.
	(Name of one witness to X mark.)	
2	_____	
	(Name of other witness to X mark.)	

Sworn to and Subscribed before me, this 1<sup>st</sup> day of March 1898  
at Painesville, in the County of Lake State of  
Ohio and I hereby certify that the contents of the foregoing  
affidavit were fully made known and explained to the affiant before swearing thereto, including the words

~~(If any words have been erased, state in substance the words so~~  
\_\_\_\_\_ erased and the words

(If any words have been added in place of any erased, enter them here.)  
added: that the affiant is to me well known and is apparently respectable and worthy of full credit, and  
(Is or are.) (Is or are.)

I fully certify that I have no interest, direct or indirect, in the prosecution of this claim.

Clark H. Hays

(Name of Officer before whom executed)

[L. S.]

Notary Public for and within Lake Co. Ohio.

(State whether Justice, Notary, Clerk or Deputy Clerk.)

The Officer before whom this Affidavit is Executed must note in his Certificate all Erasures and Interlineations, as indicated above.

NOTE.—This paper may be executed before any officer authorized to administer oaths for general purposes. Certificate of Clerk of Court need not be attached; but will be procured when called for by the Department. In numerous instances the official character of the Notary or Magistrate is already officially known at the Department.

Ind. No. 668624

CASE OF

Mary J. widow of

Joseph A. Sutton

Dec'y. 13<sup>th</sup> Regt.

W. Y. Inf. Vol.

Sweet

AFFIDAVIT OF RECEIVED.  
MAR 5 1898

do to money  
about \$500  
she not know  
no dis-  
that not true together with death

Filed.

MILO B. STEVENS & CO.

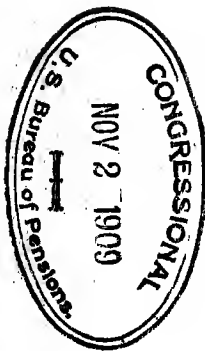
SOLICITORS OF CLAIMS.

Cleveland, Ohio

State of ~~Ohio~~, Michigan  
Van Buren  
Ingham County, SS.

Before me a Notary Public in and for Van Buren  
County of the State of Michigan, personally appeared Jane  
Demeritt, who being by me duly sworn, deposes  
and says as follows:-

That on the 27<sup>th</sup> day of December <sup>1855</sup> she was  
married to Chas. Demeritt and that she lived with said  
Chas. Demeritt until his death which occurred 26<sup>th</sup>  
Dec. 1908. Affiant says that she has for a period  
of 50 years been acquainted with Mrs. Mary Sutton, and  
that said Mrs. Mary Sutton was the sister of affiant's hus-  
band. That she <sup>believes</sup> Mrs. Mary Sutton to be a woman of good character  
and excellent reputation. That she has positive knowledge that  
her husband, ~~said~~ Chas. Demeritt while in a fit of  
anger made a statement for an affidavit to the effect that  
said Mrs. Mary Sutton had been guilty of adultery, <sup>before</sup> ~~but after~~  
the death of Joseph Sutton the husband of said Mary  
Sutton, affiant further states that at the time this statement  
or affidavit was made said Chas. Demeritt was not in full  
possession of his mental faculties and was not capable of taking  
an oath or making an affidavit of this description. Affiant  
further states that during the rational moments of said Chas.  
Demeritt he often said that he deeply regretted the  
action he had taken, and said that his course was actuated by  
anger and the unbalanced condition of his mind. Affiant further  
saith not:



Subscribed and sworn to before me this 27th day of September,  
1909. My commission expires April 1/13

Mrs. Jane Demeritt  
Arthur L. Moulton  
Notary Public

# 1 EXAMINING SURGEON'S CERTIFICATE

IN THE CASE OF AN ORIGINAL APPLICANT.

No. of Application, 97998

State: New York County:  Oswego  
Post Office: Sandy Hook, 1881

I hereby certify That I have carefully examined  
Joseph A Sutton, late a Priv  
Applicant's service. Co. G, 13<sup>th</sup> Reg't, New York Vol Inftry  
in the service of the United States, who is an APPLICANT for an  
invalid pension by reason of alleged disability resulting from G S W  
Right Thigh

Degree of disability.

In My opinion the said Joseph A Sutton  
is 3/4 Totally \$6.00 per month incapacitated for obtaining his subsistence  
by manual labor from the cause above stated.

Origin.

Judging from his present condition, and from the evidence before me  
it is My belief that the said disability did                      originate in the  
service aforesaid in the line of duty.

Probable duration.

The disability is Permanent

Particular description.

A more particular description of the applicant's condition is subjoined:

Height, 5-9; weight, 168; complexion, Fair  
age, 41; pulse, 78; respiration, 17

Ball passed through Right Thigh from front to  
rear passing under surface of neck of femur  
& made its exit behind Great Trochanter  
wound of exit tender. There is even loss of  
power in muscle of thigh & he complains constantly  
of pain caused by standing or walking. States he  
never received any wound except the one in Right  
thigh. (He is bowlegged & an awkward walker at  
least but after making due allowance for that & for  
exaggeration I think his disability honestly 3/4 Total 6.00

Samuel J. Crockett, M.D.

# EXAMINING SURGEON'S CERTIFICATE

IN THE CASE OF AN APPLICANT FOR INCREASE OF PENSION.

No. 19777  
 Name of claimant, Joseph A. Sutton  
 Rank, Private  
 Company, G  
 Regiment, 13 6th  
 State, New York  
 EXAMINING SURGEON'S ADDRESS:  
 Post office, Amherst  
 County, Jefferson  
 State, Virginia  
 Date of examination, April 30, 1884

Present rating.

The applicant states that he is now paid at the agency for a disability, on account of G-Sr and that he applies for increase on the ground that the disability has increased

That the present rating is unjustly low, or that there has been actual increase of the disability.

Particular description.

He states that he is 43 years of age, that he weighs 170 pounds, and that he is 5 feet 10 inches in height.  
 His pulse-rate per minute is 86, his respirations 17, and his temperature 98 1/2.

The surgeon should not recommend an increase excepting for one of two reasons: that the present rating is unjustly low, or that the disability has really increased. In either case the reasons for changing the present rating should be clearly set forth, and should include a full statement of the physical and rational signs.

The examination reveals the following conditions:  
 Tongue is coated. He is well nourished. His muscles are firm. All internal organs appear to be normal. At the junction of the middle and lower third of the spine, the vertebrae are broken up, and outwardly broken pieces of the laminae of the vertebrae are visible. The spine is stiff and painful. The sciatic nerve is inflamed and painful. The leg is stiff and painful. The hip joint is stiff and painful. The knee joint is stiff and painful. The ankle joint is stiff and painful. The foot is stiff and painful. The hand is stiff and painful. The fingers are stiff and painful. The thumb is stiff and painful. The wrist is stiff and painful. The elbow is stiff and painful. The shoulder is stiff and painful. The neck is stiff and painful. The head is stiff and painful. The eyes are stiff and painful. The ears are stiff and painful. The nose is stiff and painful. The mouth is stiff and painful. The throat is stiff and painful. The chest is stiff and painful. The lungs are stiff and painful. The heart is stiff and painful. The stomach is stiff and painful. The intestines are stiff and painful. The bladder is stiff and painful. The rectum is stiff and painful. The anus is stiff and painful. The penis is stiff and painful. The testicles are stiff and painful. The prostate gland is stiff and painful. The ureters are stiff and painful. The kidneys are stiff and painful. The adrenal glands are stiff and painful. The thyroid gland is stiff and painful. The parathyroid glands are stiff and painful. The pancreas is stiff and painful. The spleen is stiff and painful. The liver is stiff and painful. The gallbladder is stiff and painful. The biliary ducts are stiff and painful. The urinary ducts are stiff and painful. The lymphatic system is stiff and painful. The circulatory system is stiff and painful. The respiratory system is stiff and painful. The digestive system is stiff and painful. The excretory system is stiff and painful. The reproductive system is stiff and painful. The nervous system is stiff and painful. The muscular system is stiff and painful. The skeletal system is stiff and painful. The integumentary system is stiff and painful. The endocrine system is stiff and painful. The immune system is stiff and painful. The reproductive system is stiff and painful. The nervous system is stiff and painful. The muscular system is stiff and painful. The skeletal system is stiff and painful. The integumentary system is stiff and painful. The endocrine system is stiff and painful. The immune system is stiff and painful.

G-Sr =  $3/4 = \$6.00$  H-ent =  $1/2 = \$4.00$

Judging from the condition and history of the claimant, it is our opinion the disability was incurred in the service as claimed, and that it is not aggravated or protracted by vicious habits.

We find the disability as above described to entitle him to a rating of 10/8

Henry B. Baker, L. H. Bartholomew  
 Examining Surgeon.

The Surgeon will forward his report of examination direct to the Pension Office whether the pensioner is thought to be entitled to increase or not.

The absence of a member from a session of a board and the reason therefor, if known, and the name of the absentee, must be indorsed upon each certificate.

Insert character  
and unnumber of  
claim.

Pension Claim No. 99.999

Name and rank  
of claimant.

Rank, Br

Company 7, 12<sup>th</sup> Reg't N. Y. Inf.

IONIA MICH

State,

Claimant's post-  
Office address.

Eagle Plant Co.  
Michigan

[Post-office address of the Board.]

[Date of examination.]

189

We hereby certify that in compliance with the requirements of the law we have carefully examined this applicant, who states that he is suffering from the following disability, incurred

Cause of disability.

in the service, viz: G. S. W. of right thigh + results and  
alleged disease of left testicle

If a pensioner, fill in the amount; if not, erase the whole line.

and that he receives a pension of 128 dollars per month.

He makes the following statement upon which he bases his claim for See

[Original, increase, restoration, &c.]

Here give the  
claimant's  
statement  
as briefly and  
as compactly  
as possible.

Claims unquately Low rating & disability grow-  
ing much worse. Incurd disease of test-  
ticle at Th. Y. fall 1862. Thinks it was result  
of severe attack of diarrhoea, when his  
testicle dropped as he expressed it. Causes  
much pain & trouble along Cord &  
never get any better. Thinks testicle discolored

Upon examination we find the following objective conditions: Pulse rate, 92  
respiration, 21; temperature, 99.4; height, 5 feet 2 1/4 inches; weight, 133  
pounds; age, 51 years.

Here give a full description of the disabilities, in accordance with paragraphs 5, 6, 51, 52, & of Book of Instructions for 1889

ounds; age, 31 years.  
General appearance very poor health. Body emaciated  
muscles soft & flaccid. Hands soft. Skin very  
dry & scaly. Walks with crutch & spine. Both  
femurs are bent and presenting bow legs. Appear-  
ance has to be supported with cane which is an  
aid for locomotion. On anterior side right thigh  
4 1/2 in. below superior iliac crest process of ilium  
is crucial point one inch by 3/4 in. diameter  
said to be a tumor of mild. Course of ball back &  
slight upward to rib - which is situated over  
inferior border of gluteal Maximus muscle  
just below trochanter major & opposite trochanter  
minor. Ball width of thigh. Lifting the femur, injur-  
= 1 inch & a half of right & a half of left - 2 of 4 in  
inch in breadth. Even with the surface of the  
clavus has much pain running down to hollow of  
groin, which is continuous. It is very weak. Can  
not possibly stand but a few minutes unless  
supported with cane or crutch - It is not a tumor  
or in apposition toes directed forward. The ta-  
= tars are 11 inches apart. There is marked valgus  
= 2000 anasthesia. He is, in our opinion, entitled to a 2nd grade

He is, in our opinion, entitled to a rating for the disability caused by G.S.N. right thigh & knee for that caused by small varicella and 2% for that caused by \_\_\_\_\_

Rate for EACH  
cause of disa-  
bility.

U Grant, Pres. J R Allen, Sec'y. Geo D Allen, Treas.

N. B.—Always forward a certificate of examination whether a disability is found to exist or not.



Attention is invited to the outlines of the human skeleton and figure upon the back of this certificate, and they should be used whenever it is possible to indicate precisely the location of a disease or injury, the entrance and exit of a missile, an amputation, &c.

The absence of a member from a session of a board and the reason therefor, if known, and the name of the absentee, must be indorsed upon each certificate.

Insert character and number of claim.

Increase

Pension Claim No.

197.977

[State above whether for original increase or restoration.]

Name and rank of claimant.

Joseph A. Sutton

Rank,

private

Company

Y. 13

Reg't

M. vols

Lansing Mich.

State,

Claimant's post-office address.

Waconeta Mich.

[Post-office address of the Board.]

October 15, 1890

[Date of examination.]

We hereby certify that in compliance with the requirements of the law we have carefully examined this applicant, who states that he is suffering from the following disability, incurred

Cause of disability.

in the service, viz:

U. S. W. of right thigh & increased disability

If a pensioner, fill in the amount; if not, erase the whole line.

and that he receives a pension of

12 dollars per month.

He makes the following statement upon which he bases his claim for Increase.

[Original, increase, restoration, &c.]

Here give the claimant's statement as briefly and as compactly as possible.

He has pain in right thigh, also weakness. The thigh is so weak he can hardly get around

Upon examination we find the following objective conditions: Pulse rate, 72; respiration, 17; temperature, \_\_\_\_\_; height, 5 feet 4 inches; weight, 136 pounds; age, 50 years.

Here give a full description of the disabilities, in accordance with pars. 5, 6, 51, 52, &c., of Book of Instructions for 1889

Ball struck anterior slightly outer aspect of right thigh about 3 1/4 inches lower than the upper margin of great trochanter passed backward, inward & slightly upward internal to shaft of femur & emerged on the outer aspect of right gluteal muscles about an inch lower than & two inches from upper margin of great trochanter. Cicatrix is adherent. No complications of tenderness of both Cicatrices & severe pain in region of the wound extending to knee & to foot. The great sciatic nerve was doubtless injured & the Cicatrix of the wound is an irritant to the nerve. Thighs are of equal size, the right calf is 1/2 inch smaller than the left. The right knee is permanently enlarged, it is 3/8 inch larger than the left. This enlargement is due to inflammation which is probably a result of the U. S. W. The hamstrings are tense & a little shortened, he cannot quite extend the leg, he can fully flex it. He is quite lame in the right leg. Both legs are badly bowed outward. When he

Rate for EACH cause of disability.

He is, in our opinion, entitled to a total 3 grade rating for the disability caused by U. S. W. right thigh & results for that caused by \_\_\_\_\_, and \_\_\_\_\_ for that caused by \_\_\_\_\_

James H. Healey, Pres. Oliver D. North, Sec'y. Geo. O. Ranney, Treas.

N. B.—Always forward a certificate of examination whether a disability is found to exist or not.

# INCREASE OF PENSION.

(FOR A BOARD.)

Claim No. 197,977

Name of claimant,

Jos. A. Sutton

Rank,

Priv.

Company,

"C"

Regiment,

13<sup>th</sup> U. S. Col. Inf.

Post-office address,

Fowlerville, Mo. Co.

ADDRESS OF THE BOARD:

Post office,

Ann Arbor

County,

Washington

State,

Mich.

Date of examination,

Mar. 10<sup>th</sup>, 1886.

Degree now paid and for what disability.

Reason for claiming increase and degree claimed.

WE HEREBY CERTIFY that in compliance with the requirements of the law \* we have carefully examined this applicant, who states that he is now paid six (6) dollars per month on account of gun shot wound of right thigh and that he claims an increased rating for the reason that his disability has increased and that he is now disabled to \_\_\_\_\_ degree for earning his subsistence by manual labor.

His pulse-rate per minute is 84; his respiration 20; his temperature 99.6; his height is 5 feet and 6 inches; he weighs 140 pounds, and he states that he is 46 years of age.

Touching his disability and his reasons for asking an increase of pension, he makes the following statement: -

Here give the claimant's statement of his reasons for claiming an increased rating as fully and as compactly as possible.

Says original wound healed in about six months - piece of bone coming out again after - Has pain in hip & thigh & knee on right side - tires out more quickly when he stands or walks - gets dizzy & has spells of being short of breath if he hurries or gets tired at work - At different times after wound from two years to five years ago has had bad chills even in hip some of them broke out - Has "fistula" there (3) years ago which he thinks communicated with Resection - was operated on in Apr. 1884 by Drs. Spencer & Smith of Webberville Mich. Has had rheumatism since wound

Here give a full description of the conditions by which the claimant is now disabled, and compare his present condition with that which existed when the present rating was allowed.

entitle him to an increased rating - Shows scars of alleged wounds - see diagram - also creases of wound for fistula two inches to right & superior to anus - also two or three slight scars which he says were abrasions coming after wound - outside of upper third thigh cooler - circumference of thigh less than left - motion of hip both of rotation & flexion less of flexion of knee restricted & less than left - Use & strength of limb on right side undoubtedly much less than left from effects of gun shot wound - Evident relaxation of back & respiration - runs & capillary congestion

SUBJECTIVE SYMPTOMS

OBJECTIVE CONDITIONS

From the existing condition and the history of this claimant, as stated by himself, it is, in our judgment, probable that the disability was incurred in the service as he claims, and that it

Rate for each cause of disability, and state the aggregate.

has not been prolonged or aggravated by vicious habits. He is, in our opinion, entitled to a 12 of 3<sup>rd</sup> grade rating for the disability caused by gun shot wound of right thigh for that caused by \_\_\_\_\_, and 4<sup>th</sup> caused by Condition of heart

the sum of which aggregates 16 of 3<sup>rd</sup> grade

\* See the back.

Edward M. Mather, Pres.,

Mrs. Braker, Sec'y,

John Kapp, Treas.,

BOARD.

ACT OF JUNE 27, 1890.

## WAR OF THE REBELLION.

DEPENDENT Father PENSION.Claimant, William R. SuttonP. O., EagleCounty, ClintonState, Mich.Soldier, Joseph A. SuttonRank, PrivateCo., GRegiment, 13<sup>th</sup> MI, Vol, InfRate \$12 per month, commencing 1Pension to continue only during the existence of dependence. 189, date of filing application.**REJECTED**

## RECOGNIZED ATTORNEY:

Name, Perry TrainP. O., Mulliken, MichFee \$ ✓

Agent to pay.

Articles filed ✓, 189 2

## APPROVALS:

Submitted for RejectionJune 24, 189 2

C. A. Myers

Examiner.

Approved for Rejection

origin of

Approved for

death resulted from

due to

which has been legally accepted.

Medical Reviewer.

Medical Referee.

, 189 2

## IMPORTANT DATES.

Enlisted Oct. 8, 18 61Mustered ✓, 18 61Discharged May 14, 18 63Died June 15, 18 91Declaration filed Jan 12, 18 92Invalid application filed Dec. 14, 18 65Invalid last paid to ✓, 18 8Death of mother, 18 8Remarriage of mother June 19, 18 85claim filed under former laws ✓, 18 8Rejected ✓, 18 8Cause ✓

## INCIDENTAL MATTER.

Clant. writes

Rejection is the ground that the soldier's death from falling from a wagon was not due to his military service.

# Declaration for Dependent Father's Pension.

Act of June 27, 1890.

NOTE.—This can be executed before any officer authorized to administer oaths for general purposes. If such officer uses a seal, certificate of Clerk of Court is not necessary. If no seal is used, then such certificate must be attached.

State of Michigan, County of Clinton, ss:

ON THIS 23<sup>rd</sup> day of December, A. D. one thousand eight hundred and ninety one.

personally appeared before me, a Notary Public

within and for the County and State aforesaid, William B. Sutton

aged Seventy Six years, resident of the Township of Eagle

County of Clinton, State of Michigan, who, being duly

sworn according to law, declares that he is the father of Joseph A. Sutton Private

who enlisted under the name of Joseph A. Sutton, at

Danville, on the October day of 1861

in Company G 13<sup>th</sup> Regt. New York Infantry Volunteers  
(Here state rank, company, and regiment in Military service, or vessel, if Navy.)

to serve Two years and was discharged May 14<sup>th</sup> 1863  
by C. M. C. of State by reason of expiration of time  
of service and who served near thirty Days

in the War of the Rebellion, who died at the Township of Eagle, on the Fifteenth

day of June, 1891, from the effects of wound in right thigh disabling

him in such a way that he fell out of a wagon and

Died from the effects of the same the wound was gunshot

caused in the service. Claimant does know when and where

Death but says he was in 1862 or 3 said Joseph A. Sutton at the time of his  
injured at Drew a Pension of \$12.00 per month on certificate No. 197977  
on the day of 18

That said son left neither widow, nor child under sixteen years of age, surviving. That declarant was married to the

mother of said son on the 17<sup>th</sup> day of May, 1855, at

the Township of Lyons, by W. D. Ducher Justice of the Peace

and that she died on the Nineteenth day of June, 1885, at

Township of Conway Livingston County That he is without other PRESENT means of support than

his own manual labor, or the contributions of others not legally bound for his support. That he has not applied

for a pension, the number of his application being \_\_\_\_\_ That he makes this declaration for the purpose

of being placed on the pension roll of the United States under the provisions of the Act of June 27, 1890. He hereby appoints

Perry Train of the village of the Village of Eaton County Michigan

his true and lawful attorney to prosecute his claim. That his post office address is Eagle

\_\_\_\_\_, County of Clinton

State of Michigan

Andrew J. McBurns William B. Sutton  
(Two witnesses who can write, sign here.) (Signature of Claimant.)



# NEIGHBORS' AFFIDAVIT.

For the testimony of EMPLOYERS OR NEAR NEIGHBORS of soldier (other than relatives), showing his present physical disability, as required under the provisions of the Act of June 27, 1890.

State of Michigan County of Clinton, ss.

In the matter of the application for pension of William R. Sutton Father of Joseph A. Sutton Co. G 13<sup>th</sup> Regt. N.Y. Infantry Claim No. 537502

ON THIS 30 day of April A. D. 1890, personally appeared before me, a

Natary Public in and for the aforesaid County, duly authorized to administer oaths

George W. Sutton aged 45 years, a resident of Eagle

in the County of Clinton and State of Michigan

whose Post Office address is Eagle and

William H. Sutton aged 57 years, a resident of Eagle

in the County of Clinton and State of Michigan

whose Post Office address is Eagle

well known to me to be respectable and entitled to credit, and who being duly sworn, declare in relation to the aforesaid

case as follows: That they have been well and personally acquainted with Chaimant

for 30 years, and 50 years respectively, and that each one do state for himself

that they have always from their infancy been acquainted

with William R. Sutton and his family and know

that Joseph A. Sutton his son who was a Pensioner

and drew a pension on Certificate No. 127977 and

that he was the main support of said Chaimant

William R. Sutton and that the said Soldier Joseph A.

Sutton and William R. Sutton lived together as one family

for the last ten years that the said William R. Sutton

father of Joseph A. Sutton is an old man about seventy

six years old according to his family which we have

seen often and also know that he has no visible

means of support and has not had any means of his

own for the last ten years and such as Joseph A.

Sutton provided our means of knowing these facts

are that we have lived near neighbor to said William R.

Sutton for many years and in fact we have been acquainted

with the family from our infancy up to the present time.

## Instructions—read carefully.

The witnesses must state:

1st. Their respective

ages and occupation; the

length of time they have

known the soldier, and

how long during that per-

iod they have employed,

worked with or for him,

or lived in the same neigh-

borhood with him and how

near to him.

2d. If they have employ-

ed or worked with him

they should state where it

was and at what business;

or if they know him as

neighbors only they should

state about what distance

from him they live; how

frequently they see him

and converse with him,

and how intimate they are

with him, and from what

disease or disability he is

suffering with at present,

and whether at any time

he is obliged to stop work

by reason of his alleged

disabilities. In this con-

nection, if the witnesses

have been his employers,

or have worked with him

or for him, they should

state about what propor-

tion of a sound, able-

bodied man's work he is

able to do—whether  $\frac{1}{2}$ ,  $\frac{3}{4}$ ,

$\frac{1}{2}$ ,  $\frac{3}{4}$ , or as the case

may be; what his actual

earnings are, and whether

or not the wages paid him

are less in amount, and

how much less on account

of his inability to labor

than is paid to others phy-

sically sound, and doing

the same kind of work.

They should also state

how they are able to say

what his disabilities are,

and describe fully and

clearly the symptoms as

they appear to them in his

case; in fact, describe his

physical condition fully,

and show whether or not

he is suffering from a men-

tal or physical disability

of a permanent character,

not the result of his own

vicious habits and the ex-

tent which he is incapaci-

tated from the perform-

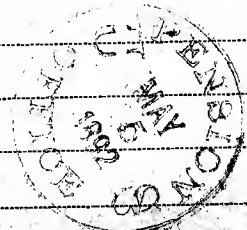
ance of manual labor, or

the degree he has been

unable to earn a support

since the filing of his

claim.





Affiants further declare that we have no interest in said case and we are not concerned in its prosecution.

Robert W. David

W. J. Stoner

[If Affiants sign by mark, two witnesses who can write sign here.]

George H. Sutton

William H. Sutton

[Signature of Affiants.]

NOTE.—The witnesses if not themselves equal to the task of drawing the affidavits, should go to some Notary Public, Justice of the Peace, or other officer or competent person, and have the blank filled out and properly executed.

STATE OF Michigan, COUNTY OF Clinton, ss:

Sworn to and subscribed before me this day by the above-named affiant, and I certify that I read said affidavit to said affiant, including the words \_\_\_\_\_ erased, and the words \_\_\_\_\_ added

and acquainted them with its contents before they executed the same. I further certify that I am in nowise interested in said case, nor am I concerned in its prosecution; and that said affiant is personally known to me and that they are credible person.

[L. S.]

Robert W. David

[Official Signature.]

Notary Public

[Official Character.]

in and for Clinton County

I, \_\_\_\_\_ Clerk of the County Court in and for aforesaid County

and State, do certify that \_\_\_\_\_, Esq., who has signed his name to the foregoing declaration and affidavit was at the time of so doing \_\_\_\_\_ in and for said County and State, duly commissioned and sworn; that all his official acts are entitled to full faith and credit, and that his signature thereunto is genuine.

Witness my hand and seal of office, this \_\_\_\_\_ day of \_\_\_\_\_, 18 \_\_\_\_\_.

[L. S.]

Clerk of the \_\_\_\_\_

NOTE.—This can be executed before any officer authorized to administer oaths for general purposes. If such officer uses a seal, certificate of Clerk of Court is not necessary. If no seal is used, then such certificate must be attached.

NEIGHBORS' AFFIDAVIT.

Act of June 27, 1890.

AFFIDAVIT OF

George H. Sutton & William H. Sutton

H. D. Eagle Clinton Co. Michigan

Nature of claim William H. Sutton & others

Soldier Joseph A. Sutton

Co. H 13th Wisconsin Reg't.

New York Infantry Vols.

No. of Claim 537502

P. D. Eagle Clinton Co. Michigan

April 130th 1892 time of Execution

Filed by

W. J. Stoner

Notary Attorney

Clinton Michigan

Printed and for sale by J. H. SOUTER, Washington, D. C.

State of New York,  
COUNTY OF Steuken } ss.

On this 25<sup>th</sup> day of November  
one thousand eight hundred and sixty five personally appeared before me Joseph A. Sutton  
Clark of the County Court County Court, within and for the County and State aforesaid  
Joseph A. Sutton aged 27 years, a resident of Wayland  
in the County of Steuken in the State of New York, who being duly sworn according to law  
declares that he is the identical Joseph A. Sutton who enlisted in the service of  
the United States at Danville N.H. on the 28<sup>th</sup> day of October  
in the year 1861 as a private in Company C commanded by Captain  
Ralph T. Wood in the 13<sup>th</sup> Regiment of New York Volunteers  
the war of 1861, and was honorably discharged at Rochester in the State of New York  
on the fourteenth day of May A. D. 1863; that while in the service  
of the aforesaid, and in the line of his duty, he received the following wounds - viz -  
a gunshot wound in the right thigh, being  
inflicted by a minie ball fired from the  
 rebel works at Fort Sumner Virginia on the 2<sup>nd</sup>  
day of May 1862 while deponent was in  
the line of his duty at Fort Sumner aforesaid. That  
deponent was removed to Field Hospital  
and thence to United States Gen. Hospital at George-  
town D.C. - thence after being removed to various  
Hospitals he was finally sent to U.S. Gen. Hospital  
at South 24<sup>th</sup> Street Philadelphia from whence  
expiration of term of service of regiment deponent was  
sent to Rochester N.Y. for muster out - That de-  
ponent is greatly injured by said wound and  
impeded in the doing of manual labor, and that  
deponent has no means of living except by his  
labor -

Deponent further says he resides at Wayland Steuken County N.Y.  
and his Post Office address is Wayland -

He makes this Declaration in order to obtain the pension to which he is entitled by virtue of his service and the  
disability aforesaid, under the Act of Congress approved July 14th, 1862.

Also, personally appeared Asa A. Lason and Melvin V. Smith  
residents of the Wayland of Steuken in the County of Steuken  
in said State of New York, persons whom I certify to be respectable, and entitled to credit, and who, being by me  
duly sworn, say, that they were present, and saw Joseph A. Sutton sign his name  
to the foregoing declaration; and they further swear that they have every reason to believe, from the appearance of  
the applicant and their acquaintance with him, that he is the identical person he represents himself to be, and they  
further state that they have no interest in the prosecution of this claim.

SUBSCRIBED AND SWORN to before me, by said Joseph A. Sutton the  
said declarant, and by Asa A. Lason  
and M. V. Smith the said witnesses re-  
spectively, this 25<sup>th</sup> day of November  
1865. And I certify that I have no interest, direct or indirect, in the prose-  
cution of this claim.

Joseph A. Sutton  
Asa A. Lason  
M. V. Smith  
John A. Lason  
John A. Lason

I have the honor to acknowledge the receipt of your letter of the 18th  
 and in reply to inform you that the same has been forwarded to the  
 proper authorities for their consideration. I am, Sir, very respectfully,  
 Sir, your obedient servant,  
 J. B. [Signature]

TO SPECIAL EXAMINER'S REPORT.

No. 668,624

[illegible]

Sumner  
Page 2.

Sir:-  
Hon. Commissioner of Customs,  
Washington, D.C.,  
New York, N.Y. April 23, 1890  
I have the honor to return herewith  
your letter with my report, as the papers  
in the claim No. 6624, "Mary Jackson  
as widow of Jacob A. Sutton, Co. E. 13th Regt.  
the claimant's first office address  
is #12, Madison St., Charleston, S. C.,  
S.C.,  
The claim was referred for official  
examination & testimony report  
submitted, and come to the end  
policy and for testimony in answer  
to you. Upon the facts submitted,  
the testimony of Jacob Sutton, James E.  
Sutton, Edward Williams, John H. Dyke  
and E. H. Dargatz are of such weight  
that the claimant's and Jacob's  
Sutton come there after the same  
kind that we manage nothing  
except they helped. The evidence  
leads to show the claimant is  
her husband and widow of and  
Jacob H. Dyke. The claimant did not  
have a very good reputation while



Page 3,

She resided at Sandy Creek N.Y.  
The evidence shows clearly that  
Claimant and Soldier were recognized  
as husband and wife from the time they came to Sandy  
Creek until. She and Soldier reported  
there is no evidence of any letters of  
separation or that Claimant was ever  
divorced from Soldier. I searched  
the Court records of Otsego Co., N.Y.,  
from 1878 until 1892, but found no  
record of any divorce between them.  
Further, I interviewed the only attorney in  
Sandy Creek N.Y., who was living there  
at the time the Claimant and Soldier  
separated. Mr. Abneriah Pratt. He is  
now almost 80 years old and his  
memory is somewhat impaired. He  
thinks if there was ever letters of  
separation made out between the  
Claimant and Soldier he made them  
but he has no recollection of any  
thing of the kind. If there is a fact that  
there were letters of separation, sent out on a daily  
basis. Claimant would, under the laws of N.Y.,  
be held as Soldier's legal widow. The only question  
in this case is has the widow violated the act  
of Aug. 7, 1882, concerning this fact must be  
determined by evidence in Cleveland and  
where Claimant has resided since the Soldier  
died. I recommend that the Claim be submitted  
for the consideration of the Board of Review.  
Very respectfully  
E. J. Moran  
Special Examiner

## DEPOSITION

B

Case of Mary J. Sutton, No. 668.624.

On this 6 day of October, 189..., at  
Township of Taut, county of Cheboygan  
 State of Mich., before me, J. C. O'Connell, a  
 special examiner of the Bureau of Pensions, personally appeared  
John Patrick Hyde, who, being by me first duly sworn to  
 answer truly all interrogatories propounded to him during this special  
 examination of aforesaid claim for pension, deposes and says:

I am 40 years of age; my post-office address is Onaway,  
Dreque Isle Co. Mich. farming.

I was born in the town of Florence,  
Onondaga Co. N.Y., was raised in Danvers  
Co. N.Y.

Q Did you ever live in Landy Creek N.Y.?  
 A Yes, that was after the war, about  
fifteen years ago.

Q Did you ever know anybody by the  
 name of Demeritt in Landy Creek?

A Yes, I saw Demeritt, also knew  
Charles Demeritt at Painville, O.

Q Did you know one Mary Demeritt?

A Mary Jane Demeritt before she was  
 married, first knew her at Maple  
Hill, N.Y.

Q Did you ever keep a saloon at  
Landy Creek N.Y.?

A No, Sir.

Q Did you ever tend bar at Townawanda  
N.Y.?

A Yes, Sir.

Q With whom were you living there  
 at Townawanda N.Y.?

A Yes Sir, I lived with Mary J. Sutton,  
 went by that name anyway, yes,

Q that was the Mary Jane Demeritt  
 were you married to her or only kept her?

A Only kept her, that was all. She was

Q Keeping house for me.  
How many children did you have born to you by her and how many are now dead?

A Not any that I know any about — not any now living anyway. She had no children after she left her husband. Yes, I knew her husband, Joseph Littleton, first at Maple Hill, N.Y. that was when I was a kid.

There was a man there Andy McDermott who used to stay board with them and it was reported that the oldest child of theirs belonged to Andy McDermott. She was a woman "took in washing" any where.

Q Did she ever take in your washing?  
A Yes, (laughing) she took in lots of washing for me. Yes, that's what I mean I had personal intercourse with her often. Yes, I had this intercourse with her when I was living at Tonawanda, N.Y., when she was keeping house for me there. Yes, she used to go by my name Mrs. Hyde. I had a saloon of my own then, not-keeping bar or saloon for her. When I was there at Tonawanda, N.Y. I was keeping her. We lived together in the same house. Her husband was then in Sandy Creek, N.Y.

Q Where were you living the year of President Harrison's election?

John P. Hyde

Deponent.

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 189\_\_\_\_, and I certify that the contents were fully made known to deponent before signing.

Special Examiner.

## DEPOSITION

B

Case of Mary J. Sutton, No. 668,624.On this 10 day of May, 1897, atState of Ohio, before me, John J. Sullivan, a

special examiner of the Bureau of Pensions, personally appeared

Mary J. Sutton, who, being by me first duly sworn to answer truly all interrogatories propounded to her during this special examination of aforesaid claim for pension, deposes and says:I am 42 years of age; my post-office address is

A I must have been up here in Cheboygan, Mich. I lost my eye the fall of 1882. That summer I kept saloon at Tounawanda and she lived with me then. Yes, she claimed she had children by me. I expect she claimed she had children by me. I don't think she was separated from her husband then. I heard they were married.

Q Did you ever live with her in Painesville, O?  
A Yes, that was before I lived with her at Tounawanda, N. Y.

Q No, I never lived with her in Painesville, Mich.  
A I lived with her down in Cheboygan, Mich. awhile.

Q Did she take in your washing at Cheboygan, also?

A I guess she did and others too. That was sometime about the time Cleveland was elected the first time.

Q When did you last see her?

A I guess the next spring I left her and advertised her in the paper not to let her have anything in my name because she passed as my wife. And I advertised in the paper that she was not my wife. That was the spring that Cleveland took the Presidential Chair.

B

I saw her the 4 of July that year at a dance in Cheboygan. I saw her there but did not speak to her. Do you remember where you were in January 1891?

I was there in Cheboygan.

I was married the second time in 1892. After I advertised her.

I staid in Cheboygan and married there my first wife. I have never seen this Mary J. Sutton since that 4 of July. Yes, I drove from Sandy Creek to Dulaski, N.Y. one night to the Palmer House with her.

Did she take in your "washing" that night? No Sir, did not stay there long enough.

I was boarding with her and her husband at Sandy Creek, that was long before Cleveland's first election.

When I was boarding with them then she used to "take in my washing" there yes, at any time. Yes, we passed among the neighbors as husband and wife at Cheboygan. She used to speak of me as her husband. I never introduced her as my wife. No, I don't know whether Joseph Sutton is dead. I never saw him since he stopped with us at Downsville, N.Y. when he was on the way to Mich. to his people.

Did he know that you and Mary J. Sutton were living together then as man and wife?

John P. Hyde

Deponent.

Over

Sworn to and subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_ 189\_\_\_\_, and I certify that the contents were fully made known to deponent before signing.



DEPOSITION **B**Case of Mary J. Sutton, No. 668,624.On this 10 day of August, 1897, atState of Ohio, before me, John H. [Signature], a special examiner of the Bureau of Pensions, personally appeared[Signature] who, being by me first duly sworn to answer truly all interrogatories propounded to him during this special examination of aforesaid claim for pension, deposes and says:I am 25 years of age; my post-office address is

A I presume he thought so. He never said anything to me about it.

Q Do you know whether there was ever a divorce between them?

A They were talking of getting or joining a pass bill. She said that she would give him a pass bill, agree to part. I don't know whether there was anything done. He sold her once for a barrel of flour, I think it was sold him away and for his pay for it. I heard them both say that, that was before I boarded with them.

Q Before you boarded with them did she "take in your washing"?

A No. I boarded with them at Andy Creek N.Y. long before Cleveland's first election. I think when I was fifteen, seventeen years old.

Q Do you know to whom he sold her?

A To my brother Jim. He boarded with them then. He is dead. That was at Dulaski, N.Y. I think, that was before I boarded with her. By the way I know she must have been taking in his washing or he must be getting his washing done by her too.

Q Are you positive that you never married her?

A Yes. She left Cheboygan that year that I advertised her. And I don't know what her relations have been since, whether she married or cohabited with any body. She staid at Cheboygan with a woman Bartlett, who kept a sporting house. I have no interest.

I understand your questions and my answers are correctly recorded.

John P. Hyde

Deponent.

Sworn to and subscribed before me this 6 day of October, 1899 and I certify that the contents were fully made known to deponent before signing.

J. O. O'Connell

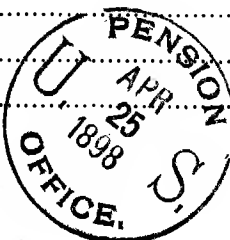
Special Examiner.

## GENERAL AFFIDAVIT

STATE OF Ohio }  
COUNTY OF Lamphoga } SS.In the matter of the claim for Pension of Mary J. widow of  
Joseph A. Sutton Co. 13. 4. 1. Inf. Vols.  
(Character of Claim)  
(Name of Claimant, the Name and Service of Soldier.)Personally came before me, a Notary Public in and for the  
(Justice, Notary, Judge, Clerk or Deputy Clerk.)County and State aforesaid Mary J. Sutton the claimant  
(Here write the Name of the Affiant or of each Affiant, together with the Postoffice address)

person of lawful age, who, being duly sworn, declares in relation to the aforesaid claim, as follows:

The statement that my late husband and I entered into an agreement of separation is not true - all that was to it, I refused to live with him on account of his lewd habits, infidelity, etc. - I told him that I refused to live with him, and he went to his home in Michigan and that was all there was to it. The statement made by his brother George A. Sutton, that we had a lawyer, Sandy Creek, N.Y. draw up Articles of Separation, is not so, at least I do not remember that any such action was taken, and I no doubt would remember it - We were never divorced from each other, of this I feel certain. As stated in my application, I was married to the late Joseph A. Sutton at Byron Mich. about the year 1868 - in the fall of the year - We went to the home of the Methodist Minister and I think his name was Wright - He married us in the presence of his wife & son - I have made inquiries at the County Clerk's Office for a copy of the record of my marriage with Joseph A. Sutton but was told that there is no record - In those days it was not necessary to get a license & records of marriage were not so carefully kept. I am the lawful widow of Joseph A. Sutton -

Mary J. Sutton

.....further declare that.....no interest in said claim, and.....not concerned in its prosecution.

☒ If either Affiant signs by X mark, two persons who write their names MUST sign here as witnesses thereto.

1 ..... Signature of  
(Name of one witness to X mark.) Affiant or of  
2 ..... each Affiant.  
(Name of other witness to X mark.)

Sworn to and Subscribed before me, this.....20.....day of.....April.....1898.....  
at.....Cleveland....., in the County.....Cuyahoga.....State of  
Ohio.....and I hereby certify that the contents of the foregoing  
affidavit were fully made known and explained to the affiant before swearing thereto, including the words  
.....  
(If any words have been erased in this affidavit, enter them here.)

.....erased and the words  
.....  
(If any words have been added in place of any erased, enter them here.)  
added: that the affiant.....to me well known and.....apparently respectable and worthy of full credit, and  
(Is or are.) (Is or are.)  
I fully certify that I have no interest, direct or indirect, in the prosecution of this claim.....

[L. S.]

John A. Bannhardt  
(Name of Officer before whom executed.)  
Notary Public  
(State whether Justice, Notary, Clerk or Deputy Clerk.)

☒ The Officer before whom this Affidavit is Executed must note in his Certificate all Erasures and Interlineations, as indicated above.

NOTE.—☒ This paper may be executed before any officer authorized to administer oaths for general purposes. Certificate of Clerk of Court need not be attached; but will be procured when called for by the Department. In numerous instances the official character of the Notary or Magistrate is already officially known at the Department.

1-26-98-10M.

Wid. No. 668.62  
RECEIVED  
APR 29 1898  
CASE OF  
EAST  
Mary J. Sutton

widow of Joseph  
A. Sutton

July 13 N.Y. Sup. Vols.  
FOR

Affidavit of  
Bannhardt

no agreement to separate  
she left him  
has no kids  
no record marriage

FILED BY

MILO B. STEVENS & CO.  
SOLICITORS OF CLAIMS.  
Cleveland, Ohio

## DEPOSITION

Case of Mary J. Sutton, No. 668624

On this 17 day of April, 1900, at  
Sandy Creek, county of Osage  
 State of New York, before me, E. F. Mason, a  
 special examiner of the Bureau of Pensions, personally appeared  
Edward Williams, who, being by me first duly sworn to  
 answer truly all interrogatories propounded to him during this special  
 examination of aforesaid claim for pension, deposes and says:

I am 52 years of age; my post-office address is Sandy Creek  
Osage Co., N. Y. Occupation Farmer.  
 I have been a resident of this town for  
35 years. I was formerly acquainted with  
Joseph A. Sutton and his wife Mary J.  
Sutton they lived here as husband and  
 wife for a good many years. He died and  
 she lived until after the war and he  
 lived here until some time in the '80's.  
 I lived a neighbor to them during the  
 last year or two that he lived here. I remember  
 he bought a house of E. H. Sargent with pension  
 money. They lived in this house when living  
 neighbors to me. I remember they did not  
 live very friendly together, they had quite  
 numerous quarrels. He did not fully  
 pay for his place when he bought it.  
 I was then keeping store here, and he  
 got in debt to me and others, and in  
 order to get my pay I took a mortgage  
 on his house. About this time he and his  
 wife separated. I am mistaken. She left  
 him before I took the mortgage. There  
 was a mortgage ahead of mine, and I think  
 he settled with his wife with the money he  
 got on the first mortgage. I know I  
 paid off the first mortgage and thus took  
 on this. The claimant had left him  
 before I took my mortgage. I finally



had to foreclose my mortgage, but I did not  
 here before I foreclosed the mortgage.  
 I remember Paddy Hyde and it  
 was said the Claimant went off with  
 him when she left her husband.  
 I don't know when they went and  
 have never heard any thing of them  
 since. I never heard the Claimant  
 was divorced from her husband or that there  
 was any letters of separation.  
 The Claimant and Joseph A. Salton  
 were recognized as husband and wife  
 during all the time they lived together  
 here, and they lived together up to the  
 time she went off with Paddy Hyde.  
 I am not related and have no  
 interest. I have heard this deposition  
 read. I have understood the questions  
 and my answers are correctly recorded.

Edwared Williams  
 Deponent

Deponent.

1905 Suborn to and subscribed before me this 17 day of April,  
 1899, and I certify that the contents were fully made known to deponent  
 before signing.

E. F. Mason

Special Examiner.

DEPOSITION *A*Case of *Mary J. Sutton*, No. *648424*

On this *13<sup>th</sup>* day of *April*, 1899, at  
*Parisville*, county of *Lake*  
 State of *Ohio*, before me, *Joseph Hall*, a  
 special examiner of the Bureau of Pensions, personally appeared

*Lattie Sweet*, who, being by me first duly sworn to  
 answer truly all interrogatories propounded to her during this special  
 examination of aforesaid claim for pension, deposes and says:

I am *55* years of age; my post-office address is as above  
 I am a widow. I became acquainted with  
 the Claimant the winter of *57 & 58*. We were  
 little girls together. She is not more than a  
 year or two younger than I. She lived with  
 her people on the shore of Cannadunga Lake.  
 Her maiden name was *Wemmitt*. I also knew  
 the soldier. He used to play for dances  
 that we attended before his marriage to  
 Claimant. He had not been married prior  
 this I know. He was just a young boy.  
 Claimant had moved to what was known  
 as *Blacks Corners* before her marriage and  
 I only know of the marriage by hearsay.  
 I never met them after their marriage.  
 I heard of her marriage at the time. Heard  
 it talked of - then our folks moved  
 from there and they moved away  
 and I never saw her till about  
 three years ago. I came here three  
 years ago last Sept. She has never  
 lived here since I came back to this  
 town from *Dakota*. I know by hearsay  
 that she and her husband had  
 separated but that is all. I do  
 not know whether they were ever  
 divorced. I heard of them through  
 my sister *Mrs Wemmitt* but  
 I often would not hear of her

for years. I made an affidavit in the case. The attorney wrote me a list of questions and I answered them the best I could and he wrote out the affidavit and sent it to me and I read it over and thought it was all right and signed & swore to it. I never visited Claimant after I came here. I am not related and have no interest in the case. My answers have been correctly recorded

Lottie E. Sweet

Deponent.

Sworn to and subscribed before me this 13<sup>th</sup> day of \_\_\_\_\_, 1899, and I certify that the contents were fully made known to deponent before signing.

Joseph Hall

Special Examiner.

## DEPOSITION

Case of Mary J. Sutton, No. 668624

On this 30<sup>th</sup> day of Jan, 1899, at  
Cleveland, county of Cuyahoga  
 State of Ohio, before me, Joseph H. Hall, a  
 special examiner of the Bureau of Pensions, personally appeared  
Lillie Sutton, who, being by me first duly sworn to  
 answer truly all interrogatories propounded to her during this special  
 examination of aforesaid claim for pension, deposes and says:

I am 28 years of age; my post-office address is 624 Morrison  
St. I am Clara's daughter.  
 I do not remember how old I was when  
 my father and mother separated.  
 I remember it very well. I do not remember  
 how long they had been separated before  
 she came here to Ohio. I lived with my  
 mother till I was 15 years of age.  
 She never lived with Hyde or cohabited  
 with him as his wife to my knowledge.  
 I have known the Hyde family ever  
 since I can remember. I do not know  
 where Patrick Hyde is now. His brother  
 lived about Sandy Creek the last I knew  
 of them. Patrick Hyde boarded with  
 us before we came to Ohio.  
 He did not sleep with my mother when  
 we were in Parriesville. She slept with  
 me & my younger sister and we were  
 all at my uncle's house. I was with  
 my mother at Yama Wanda N. Y.  
 they did not sleep together there.  
 I was at my grandfather's in  
Chehaguen Mich. She was there  
 too though she worked a short  
 time in Chehaguen. Hyde was  
 up town. He did not stop with  
 her at my grandfather's. She left  
 me at my grandfather's (her father).

When she came back to Painesville I have been married and am now divorced. I came here to live with my mother three years ago the seventh of this month. I never met Frank Knowles but once. I corresponded with my mother. I always addressed her as Mrs. Sutton. I never addressed a letter to her in any other name. I wrote to her while she was here with Knowles. Sometimes the letters were addressed to her home number, and sometimes the General delivery. She never signed any other name than Mary Jane Sutton when addressing me.

I have understood your questions and my answers have been correctly recorded.

Lillian Sutton

Deponent.

Sworn to and subscribed before me this 30<sup>th</sup> day of Jan., 1892, and I certify that the contents were fully made known to deponent before signing.

Joseph Hall  
Special Examiner.



## DEPOSITION C

Case of Mary J. Sutton, No. 668424

On this 1<sup>st</sup> day of Feb, 1897, at  
Cleveland, county of Cuyahoga  
 State of Ohio, before me, Joseph Hall, a  
 special examiner of the Bureau of Pensions, personally appeared

Mary J. Sutton, who, being by me first duly sworn to  
 answer truly all interrogatories propounded to her during this special  
 examination of aforesaid claim for pension, deposes and says:

I am 45 years of age; my post-office address is 62  
Murison St

I am the claimant in this case  
 and desire to withdraw my  
 application for pension

I lived with Frank Knowles as I  
 have stated I do not know when  
 we separated I have no way  
 of fixing the date. While I deny  
 that we sustained improper  
 relations towards each other  
 still I traveled with him and  
 went by the name of Knowles  
 and I have no means of  
 proving that our relations were  
 not the same as man and  
 wife. He is now married  
 and I do not want him or  
 others dragged into this matter  
 I am going away the 1<sup>st</sup> of  
 April as each can attest on oath  
 and do not know where  
 my address will be after that  
 I have understood your questions  
 and my answers have been  
 correctly recorded

Mrs Mary J. Sutton

jurat over

Lined area for deponent's statement.

Deponent.

Sworn to and subscribed before me this 1<sup>st</sup> day of Feb,  
1897, and I certify that the contents were fully made known to deponent  
before signing.

Joseph Hall  
Special Examiner.

## DEPOSITION B

Case of Mary J. Sutton, No. 668424

On this 30th day of Jan, 1899, at Chesland, county of Geauga, State of Ohio, before me, Joseph Hall, a special examiner of the Bureau of Pensions personally appeared Mary J. Sutton, who, being by me first duly sworn to answer truly all interrogatories propounded to her during this special examination of aforesaid claim for pension, deposes and says:

I am 45 years of age; my post-office address is 62 Morrison St

I am acquainted with Patrick Hyde. He came to Painesville after I did. He did not come with me. I came there with ~~him~~ <sup>my children</sup> and he came there afterward. He was just a friend I knew him in New York. He never lived with me as my husband. He was at my brother's house with me but he did not room or sleep with me. I never lived in Painesville with Patrick Hyde. I never lived with him anywhere. I have never seen him since I left him in Painesville that I remember. John P. Hyde was not his name. I do not know anyone by that name. I was in Torrancia N.Y. a few months Patrick Hyde tenured bar for me. I kept a saloon and hotel this was soon after I left my husband. I do not know when I never lived at Cheltenham Mich. I was there a short time visiting my father. Yes I met Patrick Hyde there. He was working in the lumber woods. Some people called me Mrs Hyde when I first returned to Painesville but I told everyone it was not my name. My brother's people were to blame for that. They thought it would be better to have

She known as Mrs. Angle to avoid talk I cannot tell how long I had been living separate from my husband before I came to Painesville. I know Frank Knowles we had a photograph gallery, here in Cleveland and I was known as Mrs. Knowles.

I was his house keeper and I had what little money I had in the business.

I never lived or cohabited with him as his wife and when the dissolved partnership I told every one my name was not Knowles. We were at Youngs town Akron & numerous places in the photograph business together but I never told any one we were married. My youngest daughter was with me, all the time I was keeping house for Knowles. We dissolved partnership between five and six years ago.

We were only in Youngstown a week. We boarded with a lady there. We were only in Akron about 2 months. We were taking views there.

He might have said I was his wife but he never introduced me as his wife.

and I know I never introduced him as my husband. I had no children except by my husband. I gave birth to one in Painesville when I came there first. Then I went back and lived with him and I had another by him. I have never had but 4 children. 2 of them are still living.

Mary J. Setton

Deponent.

Sworn to and subscribed before me this 30<sup>th</sup> day of Jan, 1897, and I certify that the contents were fully made known to deponent before signing.

Joseph Hale

Special Examiner.

DEPOSITION *A*

Case of Mary J. Sutton, No. 448424

On this 24<sup>th</sup> day of Dec, 1898, at Cleveland, County of Cuyahoga, State of Ohio, before me, Joseph Hall, a Special Examiner of the Pension Office, personally appeared Mary J. Sutton, who, being by me first duly sworn to answer truly all interrogatories propounded to her during this Special Examination of aforesaid pension claim, deposes and says: I am 44 years of age residence P.O. address 624 Morrison St Cleveland O Occupation anything I can get to do. I generally work on the Lakes as a cook through the summer. I was born and raised in New York State near Canandaigua. Waverville was my P.O. address. My husband Joseph Sutton worked for the Patchen family at ~~Canandaigua~~ <sup>Loon</sup> Lake for 13 years. I was married to Soldier about three years after the war. I cannot give dates for anything my memory is too bad. I never lived at home after I was 11 years of age. I was living with Mrs. Tripp who lived near Loon Lake in New York when I got acquainted with Soldier. I do not remember the name of the place or her given name she had a son Samuel Tripp. I left there with Soldier to go to see his people at Conway Livingston Co. N.Y. We intended to get married but he had been paying some attention to one of the Tripp girls and I would not marry him there so we agreed to go to where his people lived and get married there. We got off the train at Byron N.Y. and hired a man to take us to Conway.



We were married in Kyron before we  
 started. Neither of us had been previously married.  
 We were married by a minister I got a  
 certificate but it was destroyed by fire.  
 Shortly after our marriage I think the minister  
 was a Methodist and that his name was Phelps  
 but am not sure his wife & son were  
 the only witnesses. We lived with his <sup>Soldiers</sup>  
 people something over a year and then  
 we went back to Pulaski Osage Co N.Y.  
 We lived there 10 or 12 years. John Weaver  
 & his family were our best friends there  
 and often visited us after we moved  
 from there. We moved from there to Sandy Creek  
 Osage Co N.Y. We lived there several years.  
 I do not know how long but there is where  
 we separated. I came to Painesville I to  
 my brother Charles De Meritt. I worked in  
 Painesville 8 years. I had two children.  
 I took the youngest and left the other  
 there at Sandy Creek. They are both  
 with me now. Soldier was improperly  
 intimate with the married girl and I  
 would not stand it. He wanted the  
 children but I took both of them away  
 from him. I brought them both to Painesville  
 but the oldest one went to her grand  
 parents and I saw no more of her  
 till after she had been married.  
 I came here from Painesville and  
 have never lived anywhere but here  
 and Painesville since I separated from  
 my husband. I never applied for divorce  
 and I do not think he did for I received  
 no notice and he has always known  
 where I was and has been to see me  
 to get me to go back to him but I would  
 not go. That was a few years after we

separated. We had no written agreement about a separation. I never signed any paper with him except when I was going to leave him I signed away my right of dower in the place he owned and he sold out and went to Mich to his people where he lived till his mother died when he went to his brother George and lived there till he was killed. His father is dead now I heard this from his brother George. I was always on good terms with all his people. Soldier had a wound in his hip which gave him trouble when he overworked or the weather was bad. I have never married or lived with any man as his wife since I left soldier. I have no property whatever the furniture I have bought on the installment plan and owe 40.00 on it yet.

Mrs Sweet 118 Walnut St Parmerville. I has known me from child hood and I worked there for Dr Messerman. Here I have worked by the day & by the week and taken in work and tried every way to get along.

I have understood your questions and my answers have been correctly recorded

Mary J. Sutton

Deponent.

Sworn to and subscribed before me this 24<sup>th</sup> day of Dec 1898, and I certify that the contents were fully made known to deponent before signing.

Joseph Hall

Special Examiner.

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